

potential to boost decision-making, ethics and leadership skills, a new paper said Tuesday.

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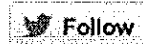
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From: Public Policy Law360
Sent: Friday, February 3, 2017 5:33 AM
To: Rep93
Subject: House Panel OKs Bill Mandating Sanctions On Frivolous Suits



Friday, February 3, 2017



TOP NEWS

House Panel OKs Bill Mandating Sanctions On Frivolous Suits

Sanctions for frivolous federal lawsuits could become mandatory again, if a bill passed by a House panel Thursday makes it through the rest of Congress.

Analysis

New National Right-To-Work Bill Has Real Chance

The national right-to-work bill introduced Wednesday in the House of Representatives poses an existential crisis for the labor movement. And where past attempts at a national law didn't get far, experts say this latest push has a real — albeit small — chance of success.

Sen. Committee Suspends Rules, Advances Pruitt EPA Nom

The U.S. Senate Environment and Public Works Committee on Thursday advanced Oklahoma Attorney General Scott Pruitt one step closer to taking the helm of the U.S. Environmental Protection Agency after suspending rules that required members of the minority party to be present, as Democrats boycotted the vote for the second day in a row.

LAW FIRMS

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Cooley
Covington & Burling
Crowell & Moring
DLA Piper
Faegre Baker
Figliulo & Silverman
Fisher Phillips
Flaherty Sensabaugh
Gibson Dunn
Girard Gibbs
Goodwin
Heins Mills
Holland & Knight
Hunton & Williams
Jackson Lewis

White House Chides Dems For Gorsuch Filibuster Threats

The Trump White House on Thursday slammed Senate Democrats for demanding 60 votes to place Tenth Circuit Judge Neil M. Gorsuch in the late Justice Antonin Scalia's Supreme Court seat, saying that the minority party is "grasping at straws" with its stated plan to filibuster the nominee.

Congress Passes Bill To Revoke Stream Protection Rule

The first bill to repeal one of former President Barack Obama's administrative rules cleared Congress on Thursday, as the Senate passed a bill to undo a controversial Obama administration rule aimed at minimizing coal mining's harm to surface water and groundwater.

Trump Budget Pick Heads To Full Senate After Panel Approval

A pair of Senate committees on Thursday approved the South Carolina Republican who will likely be President Donald Trump's top budget officer, sending through a conservative with sharp criticisms of government overspending.

Analysis

Trump Gets Scant Support On Eased FDA Oversight

President Donald Trump's interest in slashing regulations and speeding up approvals at the U.S. Food and Drug Administration is getting a cool reception from drugmakers and consumer advocates, many of whom see big risks and little reward.

Analysis

Gorsuch Could Tip Scales Against SEC's Admin Court

U.S. Supreme Court nominee Judge Neil Gorsuch has called for firmly separating government powers and has expressed skepticism of rampant agency rulemaking,

Krage & Janvey

Locke Lord

Lynn Pinker

Mayer Brown

McGuireWoods

Milberg LLP

Miller Shakman

Mintz Levin

Morgan & Morgan

Morgan Lewis

Morrison & Foerster

Nichols Kaster

Norton Rose Fulbright

O'Melveny & Myers

Ogletree Deakins

Pitt McGehee

Ropes & Gray

Ryan Smith

Shaw Keller

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Stueve Siegel

Sullivan & Cromwell

Trenam Law

Weinberg Wheeler

Weitz & Luxenberg

Wiley Rein

Wilkinson Barker

Wilkinson Walsh

Winston & Strawn

Wright & Talisman

Young & Associates

COMPANIES

Acorda Therapeutics, Inc.

Amazon.com Inc.

Ameren Corporation

American Bar Association

American Chemistry Council Inc.

views experts say bode poorly for the U.S. Securities and Exchange Commission as its fight to keep its administrative tribunal approaches the high court.

Analysis

Public Knowledge Chief Wary Of Empty Rhetoric At New FCC

New Federal Communications Commission Chairman Ajit Pai has taken an encouraging first step by focusing on closing the digital divide, nonprofit Public Knowledge's President and CEO Gene Kimmelman told Law360 in a recent interview, but he worries a critical gap may remain between Pai's stated goals and chosen tactics.

BANKING & SECURITIES

Analysis

Looming Repeal Of SEC Oil & Gas Rule Stokes Bribery Fears

The likely repeal of a regulation that requires oil and gas extraction companies to disclose their payments to governments will make it easier for those firms to hide potentially corrupt payments from their investors and allow them to continue greasing the palms of foreign officials, anti-corruption activists say.

House Committee Chair Wants Pause On DOL Fiduciary Rule

The House Rules Committee leader asked President Donald Trump on Wednesday for a longer delay for the U.S. Department of Labor's fiduciary rule for retirement account advisers, saying the government needs longer than a few months to "undo the damage" the rule would cause.

CFTC Grants Grace Period For EU Swap Margin Rules

The U.S. Commodity Futures Trading Commission declared on Wednesday that it will not take enforcement action until May 8 against dealers that follow European rules on swap margin requirements but don't comply with the

American Civil Liberties Union
American Farm Bureau Federation
American Petroleum Institute Inc.
Amneal Pharmaceuticals LLC
Anthem Inc.
Associated Press
AstraZeneca
BP p.l.c.
Buckeye GP Holdings L.P.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Chevron Corporation
CropLife America Inc.
Dr. Reddy's Laboratories Limited
Edison Electric Institute Inc.
EmblemHealth Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Ford Motor Company
Herbalife Ltd.
Intellectual Ventures
Inter IKEA Systems BV
JPMorgan Chase & Co.
Key Energy Services, Inc.
Lyft Inc.
Marathon Petroleum Corp.
Mercedes-Benz
Momenta Pharmaceuticals, Inc.
Morgan Stanley
Mortgage Bankers Association
Mylan NV
National Association of Broadcasters
National Collegiate Athletic Association

American rules, while the commission grapples with whether the two sets of rules are compatible.

ENERGY & ENVIRONMENTAL

FERC Refusal-Rights Ruling Should Stick, High Court Told

The federal government on Wednesday urged the U.S. Supreme Court to reject efforts to reinstate a regional grid operator's rights of first refusal that gave incumbent transmission owners first crack at building new projects, saying the Federal Energy Regulatory Commission's rejection of those rights is consistent with the high court's precedent.

9th Circ. Revives Greens' Suit Over EPA Pesticide Approvals

The Ninth Circuit on Thursday partially revived a lawsuit filed by green groups alleging that the U.S. Environmental Protection Agency violated the Endangered Species Act when it registered certain pesticide ingredients and products without first consulting with other agencies.

Mich. Gov., State, City Dodge Flint Water Class Action

A Michigan federal judge tossed a proposed civil rights class action against Michigan Gov. Rick Snyder, the state, the city of Flint and other public officials Thursday over their alleged roles in a lead-tainted drinking water crisis that struck the town, finding the suit's claims are preempted by the federal Safe Drinking Water Act.

Pa. Lawmakers Raise Concerns Over Pipeline Redirection Bid

More than 50 Pennsylvania lawmakers told the state's Public Utility Commission on Wednesday that they were concerned that Laurel Pipeline Co. LP's plans to reverse the flow of a section of pipeline could have a negative impact on the price and supply of

National Federation of
Independent Business
National Immigration Law Center
National Retail Federation Inc.
Natural Resources Defense
Council
New York University
Nike Inc.
Otter Tail Corp.
Pfizer Inc.
PhRMA
Pre-Paid Legal Services Inc.
Public Knowledge
Qwest Communications
International Inc.
Royal Dutch Shell PLC
SIFMA
SYSCO Corporation
Sarepta Therapeutics Inc.
Securus Technologies Inc.
Spectra Energy
State Compensation Insurance
Fund
Sunoco
Synthon Holding BV
Target Corporation
Tax Foundation
Teva Pharmaceutical Industries
Limited
Toshiba
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
Verizon Communications
Wal-Mart Stores Inc.
Wells Fargo & Co.
Yamaha Motor Co.
Zeughauser Group LLC

GOVERNMENT AGENCIES

petroleum products in the state's western reaches.

Citing Lack Of Quorum, Sens. Demand FERC Pull Pipeline OK

Massachusetts Democratic Sens. Elizabeth Warren and Ed Markey asked the Federal Energy Regulatory Commission on Wednesday to pull its recent approval of the Atlantic Bridge pipeline project in New England, saying the commission's current lack of quorum deprives project opponents of the right to challenge the controversial pipeline expansion.

TRANSPORTATION & INFRASTRUCTURE

Chicago Hit With Suit Challenging Uber Ad Ban

A lawsuit filed in Illinois federal court Thursday seeks to undo a Chicago ordinance prohibiting advertisement in vehicles hailed through ride-booking services like Uber, arguing that permitting taxicabs to advertise while denying the same to smartphone-based applications is an unconstitutional restriction of speech.

Feds Slam Va. Motorists' Challenge To Dulles Tolls

The federal government has asked a judge to toss a proposed class action alleging the Metropolitan Washington Airports Authority is unconstitutionally using toll revenue from Dulles Toll Road motorists to fund Washington Metrorail's Silver Line extension, calling the class claims meritless and untimely.

Bus Cos. Join Truckers Targeting NY Thruway Tolls

The nation's largest bus company trade association hit the New York State Thruway Authority with a proposed class action in New York federal court Wednesday, joining a similar effort by a truckers group claiming the Authority

Bureau of Indian Affairs
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
European Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Metropolitan Washington Airports Authority
Morongo Band of Mission Indians
NAFTA
NATO
National Labor Relations Board
National Marine Fisheries Service
New Jersey Attorney General's Office
New York Attorney General's Office
Occupational Safety and Health Administration
Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Securities and Exchange Commission

improperly used more than \$1 billion in toll revenues to maintain canals upstate.

Christie GWB Case Alive As Judge Mulls Probable Cause

A New Jersey judge on Thursday kept alive an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over lane closures at the George Washington Bridge, rejecting the governor's argument that the complaint has been dismissed in light of prosecutors saying they won't pursue charges in the matter.

EMPLOYMENT

Trump Admin Memo Delays OSHA Beryllium Rule For 11 Days

The effective date of a new rule created to protect workers from beryllium, a material that can cause lung disease, has been delayed by the Department of Labor for 11 days in order to comply with a memorandum issued by the Trump administration on Inauguration Day that halted and delayed new regulations, according to a Wednesday departmental notice.

House Moves To Nix Fair Pay And Safe Workplaces Rule

The House put through a bill to overturn the federal Fair Pay and Safe Workplaces rule Thursday, as part of a broader package aimed at undoing rule-makings under former President Barack Obama.

Group Wants Labor Nom Puzder's Divorce Records Public

A government accountability nonprofit asked a Missouri state court Thursday to unseal the divorce records of labor secretary nominee Andrew Puzder amid reports of domestic violence incidents, saying the Senate committee in charge of his confirmation should have a chance to review those records.

U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court

DOD Outlines Civilian Exemptions To Federal Hiring Freeze

The U.S. Department of Defense on Thursday made public its guidance on which civilian positions it believes are exempt from a recently announced federal hiring freeze, as Republican lawmakers urged President Donald Trump to extend exemptions to include DOD acquisition staff.

GOP Reps Tell NLRB General Counsel: Pull Memo Or Quit

Rep. Virginia Foxx, R-N.C., head of the House Committee on Education and the Workforce, on Thursday ripped a recent memorandum issued by National Labor Relations Board general counsel Richard Griffin deeming college football players as employees under federal labor law, saying he should either rescind the memo or quit.

COMPETITION

FTC Should Ease Document Requests, Ohlhausen Says

Newly appointed acting head of the U.S. Federal Trade Commission Maureen Ohlhausen said Thursday she would work in the near term to review and streamline the agency's informational requests during investigations to reduce their strain on businesses.

PRIVACY & CONSUMER PROTECTION

CPSC Won't Follow Trump Order On Regs, Citing Safety

The head of the Consumer Product Safety Commission on Thursday said that President Donald Trump's recent executive order requiring that two regulations be nixed for each new rule passed doesn't apply to the independent agency and that following the order would undermine public safety.

Wal-Mart To Pay \$1M Over 'Biodegradable' Labels In Calif.

Wal-Mart Stores Inc. agreed to pay just under \$1 million to settle a consumer protection action by a group of California district attorneys over allegedly mislabeled plastic products that claimed to be "biodegradable" or "compostable," Alameda County said Wednesday.

GOVERNMENT CONTRACTS

GOP Trio Pushes Trump To Protect Whistleblowers

Sen. Chuck Grassley, R-Iowa, led a trio of Republican lawmakers on Wednesday in urging the Trump administration to take steps to protect government whistleblowers in order to encourage transparency in governance, saying guidance is needed particularly in light of reports of "gag" orders at several federal agencies.

INTERNATIONAL TRADE

Mexico Opens 90-Day Comment Period On NAFTA Changes

The Mexican government said Wednesday it has begun a 90-day comment process required to enact revisions to the North American Free Trade Agreement.

Conservatives Mobilize To Rein In Trump's Trade Powers

A coalition of small-government think tanks and advocacy groups on Thursday threw their weight behind a bill from Sen. Mike Lee, R-Utah, that would scale back the White House's trade authority, subjecting any new unilateral tariff increases to congressional review.

TAX

Rival Interest Groups Square Off Over GOP Tax Plan

Businesses are splitting into camps over a proposed GOP tax overhaul that would dramatically change how corporations are taxed in the U.S., with advocacy groups claiming

dozens of members have rallied in support and in opposition to the plan in the past two days.

CPAs Want IRS Guidance On Startup Research Credits

The American Institute of CPAs asked the Internal Revenue Service for new regulations Wednesday to provide clarity on research credit benefits recently expanded by Congress for small startups, with a wish list that includes a clear definition of gross receipts and better-defined eligibility criteria.

Trump Targets Law Blocking Churches From Political Activity

President Donald Trump pledged Thursday to eliminate an Internal Revenue Code provision that prevents certain tax-exempt groups such as churches from political activity, saying that the law undermines religious freedom.

IMMIGRATION

Top Judge Ranks Detention Cases Over Child Rocket Docket

U.S. Chief Immigration Judge MaryBeth Keller instructed all immigration judges and staff Tuesday to make detention cases a top priority immediately, switching the government's focus from unaccompanied children in the face of the Trump administration's potential new immigration policies.

Gov't 'Provisionally' Revokes Visas From 7 Banned Nations

The U.S. State Department has provisionally revoked most visas from the seven predominantly Muslim countries blocked from entering the U.S. by President Donald Trump's executive order last week, according to a notice filed in Massachusetts federal court Tuesday.

DHS Watchdog Probing Immigration Ban Implementation

The U.S. Department of Homeland Security's watchdog said Wednesday that it will be

probing implementation of perhaps the most controversial of President Donald Trump's executive actions as nascent commander-in-chief, citing complaints and congressional pressure to investigate implementation of the ban on immigration from seven-Muslim-majority countries.

ACLU Says Trump Hasn't Provided Full List Of Detainees

The ACLU and other groups challenging the Trump administration's ban on immigration from seven majority-Muslim countries charged Thursday in Brooklyn federal court that they have not received a full list of people who have been detained or removed, despite a federal judge's Saturday order to provide that information and to cease deportations.

TELECOMMUNICATIONS

FCC Pilots Plan To Release Draft Items Weeks Before Vote

Federal Communications Commission Chairman Ajit Pai on Thursday released the text of an order and a proposal set for a vote at this month's meeting to pilot a process change that would make drafts of items public weeks before they receive a vote, describing it as a push for transparency.

FCC's O'Rielly Warns To Be 'Leery' Of Broadband Spending

Republican Federal Communications Commissioner Michael O'Rielly urged lawmakers to be "leery" of communications infrastructure spending, saying on Wednesday that if new government money must be put toward broadband, it should be done in a way that does not create regulatory roadblocks.

NYC Wants Regulations For 911 Apps

The city of New York on Thursday urged the Federal Communications Commission to hold proceedings to adopt rules to regulate 911 applications for smartphones and prohibit the

sale of 911 apps that provide misleading data to dispatchers.

NJ Inmate Call Co. Sues Gov. Christie Over Rate Caps

A company providing inmate calling services at two county jails in New Jersey has asserted in a New Jersey state court lawsuit against Gov. Chris Christie and others that a new state law improperly sets per-minute rates at less than what the business requires to break even.

CALIFORNIA

Sens. McCain, Flake Introduce Bill To Split 9th Circ.

Republican lawmakers on Thursday renewed their push to break up the Ninth Circuit Court of Appeals — the country's largest in terms of caseload and area covered — and create a new circuit with the jurisdictions of California, Hawaii and Oregon.

EXPERT ANALYSIS

The IRS Needs Help

As President Donald Trump's nominee for treasury secretary, Steven Mnuchin, testified in his confirmation hearing, the Internal Revenue Service is underfunded and needs more manpower. Because the agency has lost nearly 15,000 staff positions in five years, and struggles with outdated technology, its tax enforcement capabilities have been devastated, say Kat Saunders Gregor, Gabrielle Hirz and Hillel Nadler of Ropes & Gray LLP.

Opinion

Calif. Retention Of Holder Is A Risky Legal Proposition

California's hiring of former U.S. Attorney General Eric Holder and his team suggests the state's Legislature plans to fight any effort to curtail its greenhouse gas reduction efforts or to allow pullback on any other policies. But in its haste to take an aggressive stand against

President Donald Trump, the heads of the state Senate and Assembly have exhibited questionable judgment, says Jeffrey Dintzer of Gibson Dunn & Crutcher LLP.

The Privacy Implications Of Trump's Immigration Order

President Donald Trump's recent executive order expanding enforcement of U.S. immigration laws is a departure from how the federal government previously has treated personally identifiable information of those who are not U.S. citizens or lawful permanent residents, in many contexts, including the processing of visas and immigration records, say attorneys with Ropes & Gray LLP.

Trump Will Likely Hinder Federal Recognition For Tribes

If history is any guide and President Donald Trump is consistent with Republican policies, the Trump administration will likely roll back several of the Obama's administration's policies and regulations that have made it easier for Native American tribes to gain federal recognition, say Ryan Smith and Michael Smith of Brownstein Hyatt Farber Schreck LLP

ACA's Impact On 'Most Likely' Cost Of Future Care

Notwithstanding continued opposition, the Affordable Care Act remains the governing law of the land. As a result, legislators, judges and attorneys must determine whether evidence of the cost of coverage under the ACA should now be viewed as the "most likely" cost of future care, say attorneys at Weinberg Wheeler Hudgins Gunn & Dial LLC.

Can Federal Agencies Reverse Course Under Trump?

The next four years will see litigation that explores the extent to which the Trump administration can alter or reverse the regulatory policies of the Obama administration without having to enact new legislation. The U.S. Supreme Court has recently made clear

that there are fewer limits to an agency changing course than had previously been thought, says Steven Gordon of Holland & Knight LLP.

Opinion

An Open Letter To The New FTC Chair On Pyramid Schemes

While network marketing can be a tool for entrepreneurial success, some firms still rely on tricks and get-rich-quick claims. Outgoing Federal Trade Commission Chairwoman Edith Ramirez addressed the issue of pyramid schemes in an important speech last fall. The new head of the FTC should give Ramirez's ethical guidelines in this area the force of law, says Jeff Bell, CEO of LegalShield.

LEGAL INDUSTRY

Analysis

Why A Norton Rose Fulbright-Chadbourne Merger May Work

Global legal giant Norton Rose Fulbright and New York-based Chadbourne & Parke LLP are discussing a possible merger, the law firms said Thursday, a tie-up that experts say could give both firms a boost in their ability to compete in a cutthroat legal market.

Law360's Weekly Verdict: Legal Lions & Lambs

A sanctions order against Cooley LLP and client Invincea Labs for discovery failures in the course of an infringement case landed the law firm among this week's legal lambs, while Locke Lord LLP and its defense team at Miller Shakman & Beem LLP took the lion title after escaping RICO charges at the Seventh Circuit.

Bar Prep Co. Says Schools, Rival Must Face Collusion Suit

LLM Bar Exam LLC on Wednesday told a New York federal court that rival Barbri Inc. and several law schools must face its \$50 million suit alleging they conspired to stifle competition for bar exam prep courses targeted at foreign

students, saying its claims are more than adequate.

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From: Heartland Institute: The Government Relations Team
Sent: Friday, February 3, 2017 10:04 AM
To: Rep93
Subject: The Leaflet - Health Care Reform Options for States



Health Care Reform Options for States

With the fate of the Affordable Care Act (ACA) still uncertain, there are steps state legislators can take to improve the cost and availability of health care in their states. Heartland Institute Senior Policy Analyst Matthew Glans outlines 10 such reforms in a new *Research & Commentary* published in January. Glans argues states should not wait for Congress and the White House to fix our nation's health care policies; they should instead, Glans says, implement proposals to help make health care more competitive, accessible, and affordable.

One of the ways states can reform health care is by expanding access to health savings accounts (HSAs). Under an HSA system, consumers contribute funds to health-care-dedicated savings accounts tax-free and use the funds to pay for qualifying health care expenses. Under many HSA proposals, the funds carry over from year to year.

Julie Appleby, a senior correspondent for the nonprofit news service Kaiser Health News, said in a recent NPR.org article HSAs can save significant amounts of money because consumers bear a bigger share of medical care costs up front, which means they are more likely to shop around and avoid using unnecessary medical services.

As Appleby explains, under the current system, "HSAs ... must be paired with qualifying health insurance plans that have annual deductibles of at least \$1,300 for individuals or \$2,600 for a family, although surveys show average deductibles are generally higher than those minimums. Unlike some other types of insurance, the consumer pays the full cost of most doctor visits, drugs or hospital stays until the deductible is met. There are some exceptions for services deemed preventive, such as certain vaccines, prescription medications or cancer screenings."

Consumers who pair HSAs with high deductible plans have the potential to save thousands of dollars per year, making the health care system much more efficient in the process. Indiana has offered HSA plans to its public employees since 2006 with great success for both the employees and taxpayers.

Another way to improve the cost and availability of health care services in states is to roll back certificate of need (CON) laws. Glans argues in a *Research & Commentary*, "These laws block competition and innovation in the health care market. At present, 35 states require CON

commission approval for a wide range of expenditures, including the construction of new hospitals, purchase of major pieces of medical technology, and the offering of new medical procedures. CON laws increase the cost of health care and limit access, benefitting those with political connections.”

States can also improve health care service availability by expanding direct primary care (DPC) access. Not to be confused with “concierge medicine,” DPC bypasses insurers and usually cost \$50 to \$100 per month. In a 2015 *Research & Commentary*, State Government Relations Manager Nathan Makla wrote, “Direct primary care empowers patients and doctors, giving them more freedom to establish and participate in health-care-provider models that work best for all patients. North Carolina should remove unnecessary regulatory barriers to direct primary care and allow more public-sector employees to participate in a DPC system.”

State legislators should pass legislation specifying DPC is not a form of insurance, removing a common barrier facing physicians interested in adopting a DPC model but afraid a state bureaucracy might shut down their new practice. Lawmakers should also integrate a direct primary care program into their Medicaid system, a move that would help reduce costs and improve care.

States can and should take health care reform into their own hands to improve the lives of citizens and shore up state budgets across the nation.

WHAT WE'RE WORKING ON

Budget & Tax

Oklahoma Legislator Proposes Weakening Tax Relief Trigger
Dustin Siggins, associate editor for *The Stream*, writes in this *Budget & Tax News* article about a Republican state legislator in Oklahoma who is proposing a bill that would revise the state government’s “tax trigger” law, raising the revenue level at which the state government is required to reduce income tax rates. Trigger laws have become an increasingly popular method for states to use to reduce tax rates while not compromising revenue. A *Research & Commentary* on the issue is available [here](#). [Read more](#)



Education

Research & Commentary: Universal ESA Program Would Make Arkansas a National Leader in Education Choice

A bill has been introduced in the Arkansas House of Representatives that, if passed, would be the nation’s first universal education savings accounts (ESA) program to be funded via tax-credit scholarships. These ESAs would be available for use by parents to pay for tuition and fees at private and parochial schools, should parents choose to do so. In this *Research & Commentary*, Policy Analyst Tim Benson argues making available a universal ESA would greatly benefit

the state. "Allowing all students in Arkansas to receive ESAs would be a giant step toward remedying Arkansas' lackluster record of failing to educate its children," Benson wrote. "When parents are given the opportunity to choose, every school must compete and improve, which gives more children the opportunity to attend a quality school." [Read more](#)

Energy & Environment

Research & Commentary: Banning Fracking in Maryland Would Be a Mistake

In this *Research & Commentary*, Policy Analyst Tim Benson writes about efforts being made by some Maryland lawmakers to permanently ban hydraulic fracturing, commonly called "fracking," in the state before the two-year moratorium on the process expires in October. The ban would be a mistake, Benson argues, because "as well as being environmentally safe, fracking has had a positive economic impact on those areas that have allowed the practice."

"The fracking process has transformed the energy outlook of the United States over the past decade, and the rise of shale gas as a replacement for coal has been primarily responsible for the United States now enjoying its lowest level of carbon-dioxide emissions since 1989," wrote Benson. "There is no scientific justification for banning hydraulic fracturing or over-regulating it out of existence." [Read more](#)

Health Care

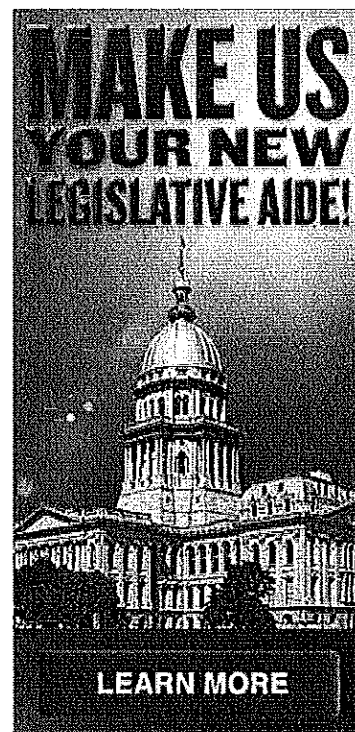
Research & Commentary: Health Care Sharing Ministries a Good Alternative to ACA

The rising health insurance premiums and deductibles that have occurred as a result of the Affordable Care Act (ACA) have led many families to seek alternatives to health insurance. One alternative that has drawn considerable interest and expanded rapidly since the implementation of the ACA is health care sharing ministries (HCSMs). In this *Research & Commentary*, Senior Policy Analyst Matthew Glans defines HCSMs and describes the many benefits they offer to those who take advantage of them. "HCSMs are the modern equivalent of mutual-aid societies, groups that voluntarily work together to ensure everyone gets the health care they need. States should allow this growth to continue and not move to add unnecessary layers of regulation, as many state insurance commissioners have recommended," Glans wrote. [Read more](#)

From Our Free-Market Friends

The Buckeye Institute Releases New Policy Brief on Prison Reform

The Buckeye Institute recently released a new *Policy Brief*



POLICY NEWSPAPER



The February 2017 issue of *Health Care News* reports most enrollees in Medicaid expansion under Obamacare were previously eligible for the program, meaning federal taxpayers got ripped off, paying a higher share of states' Medicaid bills than they should have. According to Brian Blase, a senior research fellow at the Mercatus Center at George Mason University, "for people incorrectly classified [as


outlining an innovative policy solution that could reform Ohio's outdated and overpopulated prison system. Ohio currently spends \$1.7 billion every year on incarceration, and its prisons are at 134 percent of their capacity. Daniel Dew, The Buckeye Institute's criminal justice fellow, argues, "Unless something is done to reduce this bloated population, the state could end up spending an additional \$1 billion to build an entirely new prison. ... Thankfully Ohio already paved the way to a solution with its reform of the juvenile incarceration system." The Buckeye Institute's *Policy Brief* explains these reforms in more detail and shows how Ohio policymakers could replicate them to solve the ills plaguing the state's adult prisons. [Read more](#)

newly eligible for Medicaid], the federal government is paying about \$3,000 too much."

[Budget & Tax News](#)

[Environment & Climate News](#)

[School Reform News](#)



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The Heartland Institute is a 33-year-old national non-profit organization dedicated to discovering, developing, and promoting free-market solutions to economic and social problems.

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Heartland Institute: The Government Relations Team | nmakla@heartland.org |

Diane Bast | 3939 North Wilke Road | Arlington Heights, IL 60004

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From: Steve

Sent: Friday, February 3, 2017 3:23 PM

To: Rep93

Subject: FBI Director Was Interested In Investigating Another This Bombshell
Executive Order Would Drain The Swamp Instantly Clinton Family Member


Blunder #10: Mismanaging Retirement Withdrawals

You've accumulated a large nest egg—making the wrong withdrawals could put your retirement at risk. If you have a \$500k portfolio, you should read, ***13 Retirement Investment Blunders to Avoid.***

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Dear Patriot,

Trump can break the back of “the resistance” with the swipe of a pen.

President Trump? 9s efforts to reform Washington will run into one massive roadblock — federal employees.

Many are already refusing to follow their orders to enact his agenda, and they can't be fired because of their union contracts.

[Click Here to Learn More about this Bombshell Executive Order.](#)

Steve Thompson, Editor

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From: Public Policy Law360
Sent: Monday, February 6, 2017 5:17 AM
To: Rep93
Subject: '1 In, 2 Out' Rule May Spell Headaches For AIA Rulemaking



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Monday, February 6, 2017



TOP NEWS

Analysis

'1 In, 2 Out' Rule May Spell Headaches For AIA Rulemaking

President Donald Trump's recent "one in, two out" order on new regulations could create additional headaches for the U.S. Patent and Trademark Office, some experts believe, particularly as the agency tries to refine the burgeoning America Invents Act trial proceedings.

Dems Give Gorsuch The Garland Treatment On Week One

The first workweek of Judge Neil Gorsuch's nomination to the Supreme Court came to a close on Friday without support from a single Democratic senator, signaling the deep resentment the minority party harbors from the GOP's recent obstruction of former President Barack Obama's pick.

Analysis

Trump Faces Tough Challenges In Bolstering Cybersecurity

LAW FIRMS

Akerman
Brown Rudnick
Brownstein Hyatt
Bryan Cave
Buchanan Ingersoll
Chiesa Shahinian
Connell Foley
Covington & Burling
Cravath Swaine
Desmarais LLP
Dewey & LeBoeuf
Dinsmore & Shohl
Eversheds Sutherland
Fennemore Craig
Fenwick & West
Foley & Lardner
Goodwin
Greenberg Gross
Greenberg Traurig
Haynes and Boone

President Donald Trump and members of his administration have vowed to improve cybersecurity against infrastructure attacks, data breaches and the influence of foreign governments, but a complicated regulatory and logistical landscape promises to make the task far from simple.

Gorsuch's Boutique Years Brought Trial Skills And Top Pay

Still looking like a lanky youth when he joined a just-launched D.C. boutique in his mid-20s as a litigator, Neil Gorsuch quickly gained the kind of courtroom time and start-to-finish litigation experience befitting a far more seasoned lawyer.

Analysis

Bruising Fight For Fate Of Dodd-Frank Lies Ahead

While President Donald Trump's order for a review of rules mandated by the Dodd-Frank Act doesn't have much bite when it comes to rolling back those policies, its real effect is to set the terms of what's likely to be a drawn-out battle for how financial firms are regulated.

Analysis

Ex-BOEM Heads Urge Trump To Stay Course On Offshore Wind

While President Donald J. Trump has made fossil fuel development — onshore and offshore — a priority, he shouldn't slam the brakes on the offshore wind program developed by the Obama administration, which has already produced the U.S.' first commercial offshore wind farm, the two former heads of the Bureau of Ocean Energy Management recently told Law360.

FCC Transparency Move Could Bring Avalanche Of Comments

Federal Communications Commission Chairman Ajit Pai's first major change to the agency's processes, a move to release draft items weeks before the agency votes, is likely to result in a flood of additional filings and work

Holland & Knight
Hopping Green
Jackson Lewis
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin
Keker & Van Nest
Kelley Drye
Kellogg Huber
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Maraziti Falcon
Masuda Funai
Mayer Brown
Milbank Tweed
Mintz Levin
Morgan Lewis
Morrison & Foerster
Nabors Giblin
O'Melveny & Myers
Oblon
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Polsinelli
Powers Pyles
Proskauer Rose
Quarles & Brady
Renaissance IP Law Group
Seward & Kissel
Sheppard Mullin
Sidley Austin
Skadden
Squire Patton Boggs
Stark & Stark
Steptoe & Johnson LLP

for staff, but the increased transparency may outweigh any potential drawbacks.

Trump Pick For No. 2 At CIA Draws Mixed Reaction

President Donald Trump's selection of career intelligence officer Gina Haspel as deputy director of the Central Intelligence Agency on Thursday drew backlash from critics concerned over her association with so-called "black sites" and torture programs along with a chorus of approval from former high-ranking intelligence officers.

3rd Circ. Judge, Trump's Sister, Stops Hearing Cases

Third Circuit Senior Judge Maryanne Trump Barry, who is President Donald Trump's older sister, decided this week to go inactive on the bench, relinquishing her staff and chambers despite being scheduled to hear cases this year.

Sens. McCain, Flake Introduce Bill To Split 9th Circ.

Republican lawmakers on Thursday renewed their push to break up the Ninth Circuit Court of Appeals — the country's largest in terms of caseload and area covered — and create a new six-state circuit splintered off from California, Hawaii and Oregon.

BANKING & SECURITIES

SEC Payment Disclosure Rule Moves Closer To Repeal

The U.S. Senate early Friday morning voted to disapprove a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, leaving it one step away from being fully repealed.

Trump Orders Review Of Dodd-Frank, Delay Of Fiduciary Rule

Stroock & Stroock
Thompson & Knight
Venable LLP
Vinson & Elkins
White & Case
Wilkinson Barker
Willkie Farr
Wilson Sonsini
Womble Carlyle

COMPANIES

AT&T Inc.
Alcoa Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
American Psychological Association
Apple Inc.
Associated Press
Berkeley Research Group
Burford Capital LLC
Center for American Progress
Chevron Corporation
Consumer Federation of America
Deutsche Lufthansa AG
Edison Electric Institute Inc.
Electronic Frontier Foundation
Ernst & Young
Expedia Inc.
Facebook
Federalist Society
Florida Power & Light Co.
Friedman LLP

President Donald Trump signed two executive orders Friday in first steps following through on promises to roll back financial regulations, directing a wide review of financial regulations aimed at rolling back the Dodd-Frank Act and ordering a delay of the U.S. Department of Labor's fiduciary rule for retirement account advisers.

ENERGY & ENVIRONMENTAL

Murray Fee Fight Paused Amid EPA Coal Jobs Ruling Appeal

A West Virginia federal judge on Thursday postponed considering Murray Energy's request to peg the U.S. Environmental Protection Agency with \$3 million in legal fees that it racked up during its successful lawsuit accusing the agency of failing to study the effect of its regulations on jobs, ruling that the matter was best left for after the EPA's appeal runs its course.

Miami Says High Court Should Reject Pro-Nuke Plant Appeal

The city of Miami has argued that the Florida Supreme Court lacks jurisdiction to review an appeals court's nixing of gubernatorial approvals for two nuclear generating units and 89 miles of transmission lines in South Florida.

High Court Asked To Review Calif. Suction Mining Ban

A California gold miner on Friday asked the U.S. Supreme Court to review the California Supreme Court's decision to uphold the state's moratorium on suction dredging for gold, arguing federal law preempts the legislation.

NJ Town, Condo Group Can't Block Riverfront Development

The New Jersey Appellate Division on Friday declined to revive challenges the city of Hoboken and residents lodged against a planned waterfront development, finding the

Goldman Sachs Group Inc.
Google Inc.
Hobby Lobby Stores
Home Depot, Inc.
International Business Machines Corporation
LexisNexis Group
Maher Terminals LLC
Mexican American Legal Defense and Education Fund
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
National Immigration Law Center
National Restaurant Association
National Retail Federation Inc.
Natural Resources Defense Council
New York Times Co.
Pacific Legal Foundation
Pre-Paid Legal Services Inc.
Reed Elsevier
Ross Stores Inc.
Statoil ASA
T-Mobile USA Inc.
The Cheesecake Factory Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Labor Statistics

state offered credible evidence supporting its decision to approve the project.

House Clears Bill Nixing Methane Flaring Rule

The U.S. House of Representatives passed a bill aimed at repealing the Department of the Interior's so-called waste prevention rule Friday, as part of a larger effort to curb former President Barack Obama's later rules.

Montana Gov. OKs Yellowstone Bison Slaughter

Montana Gov. Steve Bullock removed a roadblock he erected against the slaughter of bison from Yellowstone National Park, saying in a Thursday letter to park officials that he was content with their promise to keep 25 bison safe for eventual relocation to a Native American reservation.

Lack Of Quorum Looming, FERC Gives More Power To Staff

As Norman Bay's departure leaves the Federal Energy Regulatory Commission with only two of five possible commissioners and no quorum to perform basic regulatory functions, the commission on Friday vested its staff with additional powers to tide it over until President Donald Trump fills the empty seats.

HEALTH & LIFE SCIENCES

FDA To Divulge Full Resumes Of Outside Advisers

Bowing to litigation, the U.S. Food and Drug Administration on Friday promised to stop concealing information about outside advisers who provide the agency with influential recommendations and often have professional ties to drug and device makers.

Analysis

4 Key Takeaways As ACA Sign-Up Window Closes

Bureau of Land Management

Bureau of Ocean Energy Management

Bureau of Reclamation

California Franchise Tax Board

California Natural Resources Agency

Central Intelligence Agency

Confederated Salish & Kootenai Tribes

Consumer Financial Protection Bureau

Defense Logistics Agency

Department of Commerce

Equal Employment Opportunity Commission

Executive Office of the President

Federal Acquisition Regulatory Council

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Emergency Management Agency

Federal Energy Regulatory Commission

Federal Maritime Commission

Federal Reserve System

Federal Trade Commission

Financial Stability Oversight Council

Fish and Wildlife Service

Florida Department of Environmental Protection

Food and Drug Administration

Fort Peck Assiniboine and Sioux Tribes

Internal Revenue Service

Miccosukee Tribe of Indians

National Economic Council

Affordable Care Act sign-ups tapered off significantly after the Trump administration took power and scaled back consumer outreach, according to statistics released Friday. Here are key takeaways from the law's fourth enrollment period.

IP & TECHNOLOGY

Federal Regulations Can Be Copyrighted, Court Rules

A D.C. federal court ruled Thursday that private standards-setting groups can claim copyright ownership of industry rules that are transformed into federal law, thwarting a nonprofit that wanted to post the regulations online for better public access.

EMPLOYMENT

Restaurant Groups Urge Justices To Review Tip-Pooling Rule

Restaurant trade groups have petitioned the U.S. Supreme Court to hear their appeal of a Ninth Circuit ruling upholding a U.S. Department of Labor rule regulating when so-called "tip pools" can be instituted by employers, eviscerating the circuit court's "cavalier approach" to interpreting statute.

Trump Hiring Freeze Stymies Trade Enforcement: Dem Sens.

President Donald Trump ascended to the White House with an economic nationalist platform that focused on strict enforcement of the nation's trade laws, a stance that has already been weakened by the administration's institution of a federal hiring freeze, nine Democratic senators said Thursday.

PRIVACY & CONSUMER PROTECTION

Google, Facebook Put Heat On Lawmakers To Reform ECPA

Google Inc., Facebook Inc., Twitter Inc., Verizon Communications Inc. and dozens of

National Institute of Standards and Technology

National Labor Relations Board

National Park Service

National Security Agency

Nez Perce Tribe

Office of Foreign Assets Control

Office of the U.S. Trade

Representative

Pennsylvania Public Utility Commission

Securities and Exchange Commission

South Florida Water Management District

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

United Nations

other tech giants and privacy groups are pushing House lawmakers to quickly advance long-stalled legislation that would amend the Electronic Communications Privacy Act to create a blanket warrant requirement for law enforcement to access the contents of all digital data.

GOVERNMENT CONTRACTS

Atlantic City Fire Union Sues Over Layoffs, Contract Changes

The union representing Atlantic City firefighters urged a New Jersey federal court Friday to remand its lawsuit against state officials over claims that they are unlawfully seeking to lay off 100 firefighters and alter the union's contract, saying the officials improperly removed the matter to federal court.

DOD Officials Failed To Properly Rate Contractors, IG Says

U.S. Department of Defense officials failed to fully comply with requirements for assessing companies' performance of service, operational support and information technology contracts, potentially leaving other federal contracting officers in the dark about poor contractors, a Pentagon watchdog said Thursday.

Industry Asks Pentagon To Pull R&D Shake-Up

A coalition of defense and space industry associations has urged the U.S. Department of Defense to withdraw a proposed rule intended to crack down on contractors' purported abuses of independent research and development funding, saying Thursday that the rule is counterproductive and will harm both the Pentagon and industry.

Trump Launches Sanctions After Iran Missile Test

The Trump administration began flexing its sanctions enforcement muscles on Friday by imposing an asset freeze and commercial ban

on 13 individuals and 12 companies in connection with the Iranian government's reported ballistic missile test earlier this week.

Controversial Trump Education Pick Clears Senate Hurdle

President Donald Trump's pick for education secretary passed a key Senate vote early Friday morning, setting the stage for a close confirmation vote next week on the controversial nominee that could be the new president's first defeat in Congress.

INTERNATIONAL TRADE

Ohlhausen Calls For Reins On FTC Enforcement

The newly appointed acting chair of the U.S. Federal Trade Commission on Friday continued to lay out her business-friendly vision for the agency, saying it should intervene in the markets only when necessary.

TAX

GOP Rep. Says Stars Aligned For Transformative Tax Reform

The chairman of the House Ways and Means Committee stumped Friday for what he described as the GOP's bold, transformative tax reform blueprint to improve U.S. competitiveness by levelling a playing field stacked against U.S. exporters, arguing this year may be the best shot for a comprehensive overhaul.

Hawaii, Kansas Mull Tax Burdens On Out-Of-State Vendors

The momentum against a 1992 Supreme Court ruling barring states from collecting transaction taxes from retailers not physically present within their borders continues to grow, with Hawaii and Kansas joining a bevy of other states introducing legislation that retailers say is contrary to the ruling.

IMMIGRATION

9th Circ. Rejects Initial Trump Bid To Reinstate Travel Ban

The Ninth Circuit on Saturday denied the Trump administration's bid for an immediate pause to a ruling blocking the president's ban on travel for people from seven predominantly Muslim countries, allowing immigrants to resume entering the U.S. as usual.

ACLU Demands CBP Data On Immigration Ban Enforcement

Fifty American Civil Liberties Union chapters have filed coordinated information requests with local U.S. Customs and Border Protection offices, seeking data on how field offices have been implementing the Jan. 27 immigration ban that caused widespread chaos at international airports and other entry points.

9th Circ. Won't Rehear 'Dreamers' Driver's License Case

The full Ninth Circuit declined to rehear en banc its decision that permanently blocked Arizona from refusing to issue driver's licenses to so-called Dreamers — young adults who were brought to the U.S. illegally as minors and received deferred deportation — but did instead update its April opinion with a spirited dissent that sparked a concurrence.

Trump Immigration Ban Is Just Muslim Ban: Calif. Students

University students in California and a social services organization launched a putative class action Thursday alleging President Donald Trump's new executive order barring citizens from seven predominantly Muslim countries from entering the U.S. is an unconstitutional Muslim ban.

Mass. Judge Won't Extend Halt On Trump's Travel Ban

A Massachusetts federal judge on Friday declined to extend a temporary restraining order

blocking parts of President Donald Trump's travel ban, dealing a blow to the American Civil Liberties Union and the state of Massachusetts in their ongoing legal battle against the new administration.

Calif. Chief Justice Seeks To Aid Those With Immig. Issues

California Supreme Court Chief Justice Tani Cantil-Sakauye told a group of women lawyers at UCLA Friday that she's launched an initiative to create a clearinghouse on immigration information to let Californians know the resources available to tackle problems posed by federal changes in immigration policy.

TELECOMMUNICATIONS

FCC Chair Tees Up Small-Business Rule Relief For Feb. Vote

Federal Communications Commission Chairman Ajit Pai moved forward Thursday with his plan to exempt even more internet service providers from stepped-up transparency requirements, listing the proposed exemption vote on the tentative agenda for the FCC's meeting later this month.

New FCC Kills Review Of AT&T, Verizon Free Data Services

The newly GOP-controlled Federal Communications Commission gutted some of the last "midnight" efforts of its Democratic predecessor Friday, including with the retraction of a probe into Verizon and AT&T zero-rating plans, in a series of moves blasted by the FCC's sole remaining Democrat as "take out the trash day."

FCC's O'Rielly To Head Fed-State Groups Involved In Telecom

Newly named Federal Communications Commission Chairman Ajit Pai said Friday that he has tapped fellow Republican Commissioner Michael O'Rielly to head three groups comprising federal and state commissioners

who collectively deal with a range of telecom issues.

FCC Seeks Public Feedback On Rules Over A Decade Old

The Federal Communications Commission on Friday launched a review process of regulations that were adopted over 10 years ago, with the agency saying it wants public feedback on which rules should be kept, changed or scrapped.

FCC's Pai Pledges House Dems Bipartisanship, Open Mind

Recently appointed Federal Communications Commission Chairman Ajit Pai assured Democratic lawmakers, in letters made public on Friday, that the commission will work with Congress in a bipartisan, transparent manner, under his leadership.

EXPERT ANALYSIS

In Congress: Cabinet Approvals, Disapproval Resolutions

Congress this week will continue to move forward on approving President Trump's cabinet nominees and disapproving federal regulations issued in the final months of the Obama administration, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

The Fight To Reform Container Late Charges In US Ports

A coalition of retailers, shippers and trucking groups has petitioned the Federal Maritime Commission to limit the fees that marine terminal operators can charge when a shipping container remains at a port beyond its pickup time. The petitioners' arguments that such charges are sometimes inconsistent, and may not always serve their stated purposes, are legally sound, says Asa Markel of Masuda Funai Eifert & Mitchell Ltd.

Strengthening EPA Water Transfers Rule At The 2nd Circ.

In *Catskill Mountains Chapter of Trout Unlimited v. U.S. Environmental Protection Agency*, the Second Circuit issued a highly anticipated ruling confirming the legality of the EPA's water transfers rule. The decision is significant in that it strongly reinforces the legality of the rule and offers additional assurance to water providers that employ or intend to develop water transfers, say attorneys with Brownstein Hyatt Farber Schreck LLP.

Opinion

Trump Should Establish Undersecretary For Indian Affairs

The Obama administration opposed establishing an undersecretary for Indian affairs despite longtime Indian country support and bipartisan support in Congress. The Bureau of Indian Affairs currently lacks a meaningful voice in major policy and funding decisions, but an undersecretary would correct a decades-old power imbalance within the U.S. Department of the Interior, says Brian Gunn of Powers Pyles Sutter & Verville PC.

Opinion

President Trump's Pipeline Memos Send The Right Message

Regardless of the final outcome of the Keystone XL and Dakota Access projects, President Trump's pipeline memorandums send an appropriate message that failure to timely review and make balanced regulatory decisions on energy project proposals is unacceptable, say John Povilaitis and Alan Seltzer of Buchanan Ingersoll & Rooney PC.

LEGAL INDUSTRY

Feature

Gorsuch Nomination Sets Stage For Partisan Showdown

President Donald Trump has chosen a Supreme Court nominee widely renowned for his legal credentials, but Democrats bitter over what they view as a stolen seat could make for a grueling confirmation.

Feature

Gorsuch's Clerk Days Reveal Portrait Of A Jurist As A Young Man

Judge Neil Gorsuch is viewed as a successor to the late conservative Justice Antonin Scalia, but his experience as a law clerk to two other fiercely independent Supreme Court titans may also prove an influence on the nominee.

Analysis

Dewey Redux: A Master Plan, The Secret 7 And A Ski House

Nearly 10 years after Dewey & LeBoeuf LLP was founded, five years after the firm collapsed and over 15 months after the first trial ended, Manhattan prosecutors and two executives from the infamous firm are set to do it all again.

Dewey's Road From Mistrial To Retrial

On Monday, New York prosecutors will begin their second quest to prove former Dewey & LeBoeuf LLP executives committed a multimillion-dollar accounting fraud in a bid to keep the megafirm afloat following the financial crisis. The retrial comes nearly 10 years after Dewey was born out of an ill-fated merger and five years after it collapsed.

Dewey Trial 2.0 Set To Begin As Jury Selection Wraps Up

Jury selection in the second trial of two former top executives of Dewey & LeBoeuf LLP wrapped up on Friday — with a BigLaw attorney making it onto the panel — setting the stage for opening arguments on Monday in Manhattan District Attorney Cyrus R. Vance Jr.'s long-

running case over a purported scheme to defraud the law firm's financiers.

Dewey Lied About Docs Over \$8M Tax Bill, Ex-Client Says

A former Dewey & LeBoeuf LLP client who lost multiple malpractice cases against the firm has demanded in New York bankruptcy court the return of his client records to support his defense against an \$8 million tax bill, while the firm's trust disputed allegations that it misled him about the documents' existence.

Analysis

How To Ask A Jury For Money

When juries hold the purse, you'll have to communicate with strategy and grace to get them to loosen the strings. Here, the art to doing that, in the words of a few who have been there.

Vinson & Elkins Matches Gravath With Texas-Sized Bonuses

Houston-headquartered Vinson & Elkins LLP has told its associates it is matching the bonuses doled out by elite New York City firms, ranging from \$15,000 to \$100,000 plus more for higher performers, according to a memo published online Friday.

Legal Sector Loses 900 Jobs in Jan. As Growth Streak Ends

Despite a spike in job creation nationwide during President Barack Obama's last month in office, the legal sector lost 900 jobs in January and bucked a four-month upward trend in the industry, according to a Bureau of Labor Statistics report released Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The White House takes broad aim at federal regulation, the Internal Revenue Service reveals the 13 compliance risks its large-business audits will target, and newly introduced right-to-work legislation could go all

the way. Those stories top the corporate legal news you may have missed this past week.

UCLA 'Women In Law' Summit Touts Rainmaking, Leadership

Hundreds of women gathered at a UCLA School of Law summit on Friday to discuss how to advance their legal careers, hearing advice from female lawyers in the judiciary, private practice and industry on topics ranging from rainmaking to making their way to the bench.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS

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From: Public Policy Law360
Sent: Tuesday, February 7, 2017 5:17 AM
To: Rep93
Subject: Outside Groups Aim For Red State Dems In Gorsuch Fight



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Tuesday, February 7, 2017



TOP NEWS

Outside Groups Aim For Red State Dems In Gorsuch Fight

In the last week, outside political groups have spun up multimillion-dollar advocacy campaigns over the Supreme Court nomination of Judge Neil Gorsuch, all focused on 10 Democratic senators up for a vote next year in states won last year by President Donald Trump.

Analysis

Cost Of GOP Tax Plan May Outweigh Touted Benefits

An empirical study by the Treasury Department of House Republicans' proposed approach to taxing international trade and corporate income shows a dramatic increase in the tax base, but experts caution that the plan hinges on a changing exchange rate and is unlikely to deliver all the anticipated benefits.

100s Of Ex-EPA Employees Raise Doubts About Pruitt's Nom

LAW FIRMS

Adams and Reese
Addleshaw Goddard
Akin Gump
Alston & Bird
Armstrong Teasdale
Arnall Golden
Baker Donelson
BakerHostetler
Ballard Spahr
Belin McCormick
Bernstein Litowitz
Burke Williams
Chadbourne & Parke
Chambliss Bahner
Clare Locke
Cleary Gottlieb
Clifford Chance
Cohen Milstein
Cohen and Wolf
Crowell & Moring

Nearly 450 former U.S. Environmental Protection Agency employees questioned whether Oklahoma Attorney General Scott Pruitt, nominated by President Donald Trump to lead the agency, is qualified for the role, in a letter that was sent to the U.S. Senate on Monday, according to the Environmental Integrity Project.

Analysis

Late Changes To Fiduciary Rule Memo Sow Confusion

President Donald Trump's long-awaited directive on the U.S. Department of Labor's fiduciary rule surprised the financial industry Friday when it failed to include an expected provision calling for a delay, leaving retirement account advisers still struggling to determine when, if ever, they will need to comply with the controversial mandate.

Analysis

4 Gorsuch Employment Cases Lawyers Need To See

As Judge Neil Gorsuch prepares to embark on a potentially contentious confirmation process, a look at his judicial record in the employment context reveals a deep skepticism toward giving agencies wide legal latitude and a potential willingness to scrap long-standing precedents, like the McDonnell Douglas test used in certain bias cases.

House Dems Blast Trump Efforts To Scale Back Dodd-Frank

Democratic lawmakers on Monday denounced President Donald Trump's push to gut the Dodd-Frank Act and said they would do everything in their power to curtail Republican efforts to do so.

Missouri 28th State To Enact Right-To-Work Law

Missouri Gov. Eric Greitens signed right-to-work legislation into law on Monday, making Missouri the 28th state to adopt provisions that block unions from requiring dues payments in

DLA Piper
Dentons
Dewey & LeBoeuf
Dorsey & Whitney
Eversheds Sutherland
Faegre Baker
Finnegan
Fisch Sigler
Foley & Lardner
Fragomen Del Rey
German May
Gibson Dunn
Hogan Lovells
Holland & Knight
Honigman Miller
Hueston Hennigan
Jenner & Block
Jones Day
Jones Walker
Keller and Heckman
Kellogg Huber
Kelly & Walker
Kilpatrick Townsend
Kirkland & Ellis
Latham & Watkins
Lavin O'Neil
Lieff Cabraser
Littler Mendelson
MacLean Holloway
Mayer Brown
McGuire Wood
Meyer Glitzenstein
Milberg LLP
Miller & Chevalier
Morrison & Foerster
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington

organized workplaces, a move that was swiftly challenged by organized labor.

ABA Prez Calls On Attys To Defend Courts From Attack

American Bar Association President Linda Klein called attorneys to arms Monday to defend democracy, the rule of law and the judiciary's independence after President Donald Trump attacked the federal judge who blocked his immigration ban.

UK Plans To Continue Antitrust Enforcement During Brexit

Although the exact role of the U.K. Competition and Market Authority remains unclear post-Brexit, the regulator plans to continue to enforce and defend U.K. antitrust laws as the process unfolds, the acting CMA chief executive said during a speech in Miami on Saturday.

Army Secretary Nominee Withdraws From Consideration

Secretary of the Army nominee Vincent Viola, owner of a Florida hockey team, has pulled his name from consideration after the billionaire Wall Street trader concluded it'd be too hard to sever his ties with his businesses, according to media reports Friday.

House Passes Bipartisan Email Privacy Act

The House passed a measure to require a warrant to access stored electronic communications like emails Monday, building on years of efforts to change the decades-old Electronic Communications Privacy Act.

BANKING & SECURITIES

Piowar Orders SEC To Reconsider Pay Ratio Rules

Acting U.S. Securities and Exchange Commission Chair Michael S. Piowar directed the agency's staff to reconsider implementing a rule requiring public companies to disclose the

Parker Poe
Paul Weiss
Polsinelli
Quinn Emanuel
Reed Smith
Seward & Kissel
Shearman & Sterling
Shipman & Goodwin
Shook Hardy
Sidley Austin
Sills Cummis
Skadden
Smith Anderson
Stroock & Stroock
Sullivan & Cromwell
Sullivan Ward
Wachtell Lipton
Wiggin and Dana
Wilkinson Barker
Winston & Strawn

COMPANIES

AT&T Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Council
American Immigration Lawyers Association
Asbury Automotive Group Inc.
Atlanta Falcons
BTI Consulting Group Inc.
Bank of America Corporation
CKE Restaurants, Inc.
CarMax Group

pay gap between their chief executive and their typical worker and sought input on difficulties companies are experiencing in implementing the rule.

ENERGY & ENVIRONMENTAL

Pa. DEP Unveils Draft Methane Regs Amid GOP Opposition

Pennsylvania's Department of Environmental Protection on Saturday unveiled draft regulations for a state plan to reduce methane from natural gas production against the backdrop of a proposed law that would bar the plan from going into effect.

10th Circ. Won't Rethink NM Forest Fire Ruling

The Tenth Circuit on Friday declined a New Mexico county's request for an en banc hearing to reconsider a panel's decision that it can't attempt to reduce fire hazards in national forests without the approval of the U.S. Forest Service.

MEDIA & ENTERTAINMENT

Christie Vetoes Bill To Strip Icahn Of Casino License

New Jersey Republican Gov. Chris Christie on Monday vetoed legislation that would strip billionaire Carl Icahn of his license to operate the defunct Trump Taj Mahal, dealing a blow to lawmakers aiming to protect casino union jobs threatened by developers who buy Atlantic City gambling halls only to shutter them.

Ex-Mass. Gov. Wants Immunity From Defamation Suits

The former governor of Massachusetts on Monday asked the state's highest court to recognize for the first time that Bay State governors have absolute privilege from defamation suits, telling the justices that robust

CenturyLink Inc.
Chevron Corporation
Chicago Cubs
Consumer Federation of America
Consumer Reports
Facebook
Fitbit Inc.
Florida Panthers
General Motors
Google Inc.
HSBC Holdings PLC
Hertz Global Holdings Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
Kaspersky Lab Ltd.
Lincoln National Corporation
LinkedIn Corp.
Lithia Motors, Inc.
Merck & Co Inc.
National Association of Insurance Commissioners
National Federation of Independent Business
National Hockey League
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
New York University
Oracle Corp.
Pacific Legal Foundation
Redflex Traffic Systems
SIFMA
Service Employees International Union
Tax Foundation
The Center for Auto Safety

debate could be stifled by suits like the one he's currently facing.

REAL ESTATE

Dem Sens. Ask GSA Watchdog To Review Trump Hotel Lease

Two Democratic senators have urged a U.S. General Services Administration watchdog to probe the GSA's Old Post Office Building leasing agreement with a Trump Organization business, arguing GSA has wrongly failed to take action despite an apparent lease breach.

EMPLOYMENT

Time Bar On NC Discharge Claims Not Retroactive: Judge

A North Carolina federal judge concluded Friday that the state's recent reduction of the statute of limitations for certain wrongful discharge claims, which stemmed from the now-infamous law limiting transgender individuals' access to public facilities, can't retroactively be used to kill a claim that would have been timely absent the change.

Trans Prof Slams Bid To Toss Her From Bathroom Rule Row

A transgender professor on Monday defended her right to join a Fifth Circuit appeal in which Texas, Oklahoma and other states are challenging an Obama administration guidance allowing students to use the restrooms that match their gender identity, saying she has a "unique entanglement" in the matter.

OSHA Wins Partial Toss Of Business Org's Union Access Suit

A federal judge in Texas on Friday determined that the Occupational Health and Safety Administration's new rule allowing union officials to join in on walkabouts does not violate the Administrative Procedure Act, dismissing the National Federation of Independent

Trump Entertainment Resorts Inc.
Trump Organization Inc.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Virtu Financial Inc.
Yahoo! Inc.

GOVERNMENT AGENCIES

Central Command
Congressional Research Service
Connecticut Public Utilities
Regulatory Authority
Consumer Financial Protection
Bureau
Federal Communications
Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Stability Oversight
Council
Illinois Attorney General's Office
Illinois Supreme Court
Internal Revenue Service
NATO
National Institute of Standards and
Technology
National Labor Relations Board
New Jersey Legislature
New York State Department of
Taxation and Finance
Occupational Safety and Health
Administration
Securities and Exchange
Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury

Business claim while allowing the remainder of the underlying lawsuit to proceed.

COMPETITION

FTC Challenged Over 'Certified' Used Car Settlements

The Consumers for Auto Reliability and Safety and other advocacy groups asked the D.C. Circuit on Monday to review Federal Trade Commission agreements over "certified" used cars, saying settlements reached with General Motors and others promulgate false advertising instead of curbing it.

PRIVACY & CONSUMER PROTECTION

GOP Moves To Kill CFPB Prepaid Card Rules

A new regulation governing the prepaid card industry is under attack after Republicans in both houses of Congress filed legislation that could lead to its repeal.

GOVERNMENT CONTRACTS

Trump Still Wants More NATO Spending, Will Attend Meeting

President Donald Trump continues to push members of the North Atlantic Treaty Organization to spend more on their own defense budgets even as he reiterates U.S. commitment to a group he once derided as "outdated," according to a readout of a conversation the commander-in-chief had with NATO's head Sunday.

Ex-Chicago Contractor Pays \$20M To End Bribery Suit

Chicago Mayor Rahm Emanuel said Monday that a former city contractor will pay \$20 million to end claims it paid bribes to secure \$126 million in contracts to install red-light cameras at city intersections, allegations that sent a former official and the company's onetime CEO to jail.

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. General Services Administration

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

Ex-NJ Lawmaker Gets Prison For Defrauding Investors

A former New Jersey lawmaker was sentenced to eight years in state prison Monday for bilking investors and creditors out of more than \$5 million through his various business ventures, including a tent supplier to the U.S. military, Attorney General Christopher S. Porrino announced.

INTERNATIONAL TRADE

EU Trade Boss Outlines Closer China Ties Amid Protectionism

European Union Trade Commissioner Cecilia Malmstrom said Monday that she hopes to use her government's robust trade relationship with China to stem the rising tide of protectionism that has enveloped the globe in recent years, extending an olive branch to Beijing.

TAX

Info Services Co.'s Reports For Clients Can Be Taxed In NY

Reports that an online information services company provides to clients about their potential customers' behavior is subject to a New York state sales and compensating use tax, and do not involve enough personalized information to meet an exception, according to an advisory opinion the state tax department released Friday.

IMMIGRATION

DOJ Pushes 9th Circ. For Stay On Immigration Ban Ruling

The U.S. Department of Justice urged the Ninth Circuit on Monday to stay the court order blocking implementation of the immigration ban contained in President Donald Trump's recent executive order, claiming the order is a lawful

use of presidential power and that the court's nationwide block is "vastly overbroad."

Justices Collect More Info In Immigrant Detention Case

The U.S. government and a group of immigrants have filed more briefs with the U.S. Supreme Court that attempt to answer questions of whether detained immigrants attempting entry into the U.S. are entitled to bond hearings after lengthy periods in custody.

New Group Turns To BigLaw For Attorneys To Rep Immigrants

A group of leading attorneys and immigration advocates that includes retired federal judge Shira Scheindlin has launched the American Immigration Representation Project to provide lawyers to immigrant detainees in response to the new policies and deportation issues created by the Trump administration.

NATIVE AMERICAN

Reps. Clash Over Impact Of ACA Repeal On Indian Care

The leading Republican and Democrat on the House Committee on Natural Resources traded barbs over what impact repealing the Affordable Care Act would have on a related Native American health care law, with Rep. Raul Grijalva, D-Ariz., calling Monday for Republicans to put forward their replacement for Obamacare.

TELECOMMUNICATIONS

FCC Asks DC Circ. To Pause AT&T Special Access Fight

The Republican-led Federal Communications Commission requested Friday that the D.C. Circuit hold off on an AT&T challenge to an FCC finding last year that certain business data services tariff provisions were unlawful, saying

new leadership needs time to consider the issue.

DC Circ. Should Halt Action In Lifeline Case, FCC Says

The Federal Communications Commission told the D.C. Circuit on Friday that the agency wants time to consider whether and how to revisit Obama-era FCC changes to the Lifeline low-income phone program, saying state challengers to the FCC's move do not oppose a 90-day pause for the review.

Advocates Defend Inmate Call Rate Caps As FCC Backs Off

The Federal Communications Commission, in a fight over the Obama-era agency's attempt to set inmate calling rate caps, refused at the D.C. Circuit Monday to defend the move in full even as an advocate for inmates and their families assured the court of the FCC's authority and the need for action.

PEOPLE

Ex-III. Solicitor General Joins Mayer Brown Appellate Group

Illinois' former Solicitor General Michael Scodro has rejoined Mayer Brown's Chicago practice as a partner in the firm's Supreme Court and Appellate practice, Mayer Brown announced Monday.

Cohen Milstein Brings Aboard Ex-NJ Securities Chief

Cohen Milstein Sellers & Toll PLLC has nabbed New Jersey's former securities regulation chief as a partner in its securities litigation and investor protection group, the Washington, D.C.-based plaintiffs-side firm said Monday.

EXPERT ANALYSIS

The End Of SEC's Payment Disclosure Rule

The Senate on Friday passed a resolution under the Congressional Review Act that disapproves the U.S. Securities and Exchange Commission's rule on resource extraction payments. The result for affected issuers is clear — the existing rule is gone, say attorneys with Cleary Gottlieb Steen & Hamilton LLP.

Understanding The USTR's New Insurance Agreement: Part 1

The U.S. Department of the Treasury and the U.S. Trade Representative recently announced the completion of a new bilateral covered agreement between the EU and the U.S. In the first half of this two-part article, attorneys with Sullivan & Cromwell LLP summarize and explain the agreement's reinsurance provisions.

Inside Northern District Of California's New Patent Rules

While the recent revisions to the Northern District of California's influential patent local rules provide for several small tweaks to the rules governing disclosure of infringement contentions and invalidity contentions, the most notable and significant changes impact damages discovery and the disclosure of damages theories and positions, says Sruli Yellin of Fisch Sigler LLP.

Takeaways From NIST's Updated Cybersecurity Framework

The National Institute of Standards and Technology recently released a draft update to its cybersecurity framework. The new guidance is particularly useful to businesses because it focuses on using business drivers to guide cybersecurity activities and advises businesses to consider cybersecurity risks as part of the organization's risk management processes, say attorneys with Keller and Heckman LLP.

LEGAL INDUSTRY

GCs Name The Top Attorneys For Client Service

Hundreds of corporate counsel have named 54 attorneys as client service-standouts for at least two years in a row, praising their client focus, responsiveness, legal know-how and business chops.

12 Firms Boast The Most Client-Savvy Attorneys

When corporate counsel were asked to identify the attorneys who stood out to them as those who deliver the best client service in the industry, some law firms' names kept coming up. Here, the 12 law firms that boast the most client-savvy attorneys, according to a new report.

6 Traits Shared By The Lawyers GCs Love The Most

Pointing to their preferred outside counsel, the leaders of corporate legal departments identified six key strengths the attorneys on their list commonly have that make them top-notch at delivering superior client service. Here, find out what those six strengths are.

How To Become Beloved By GCs

To earn the accolades and the ongoing business of general counsel, attorneys need to invest in their clients and think beyond the legal work at hand — and the bill. Here's where they can focus to make the most of their efforts.

ABA Adds Mental Health, Alcohol Abuse To CLE Model Rules

The American Bar Association's House of Delegates voted Monday to approve changes to the model rules for continuing legal education requirements that include recommending regular education on substance abuse and mental health, after a study found lawyers particularly susceptible to these problems.

Judge Koh Asks Uber To Let Young Attys Argue Patent Case

U.S. District Judge Lucy H. Koh on Friday asked Uber Technologies Inc. if it would be

willing to let a younger Reed Smith LLP attorney argue motions that would end a location-detection patent suit, calling to boost associates' experience on high-stakes filings.

Dewey Retrial Start Tripped Up By Juror Problems

Opening arguments in the long-anticipated retrial of two former top executives of Dewey & LeBoeuf LLP on charges of defrauding the law firm's lenders and investors were delayed on Monday, after problems with multiple jurors sent the case back to voir dire.

Clifford Chance Bows Out Of Qatar In Middle East Regroup

Clifford Chance LLP will close its office in Qatar after a six year stint in the country, while the remaining attorney in the location will relocate full time to Dubai, a firm spokesperson confirmed with Law360 Monday.

JOBS

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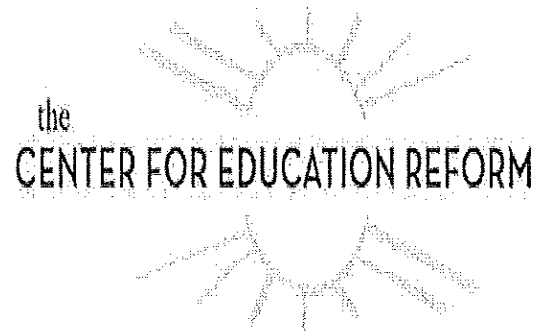
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DeVos debacle on Senate floor comes to a close, ESSA regulations to rollback, teacher freedom sees another day in court, and threats to digital learning access; all this and more in this week's Newswire...

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DeVos debacle on Senate floor comes to a close, ESSA regulations to rollback, teacher freedom sees another day in court, and threats to digital learning access; all this and more in this week's Newswire...

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WHILE YOU WERE SLEEPING... Senate Dems talked about DeVos all night? No, that's not what we're talking about. While you were sleeping on your comfy Posturepedic mattress, about 15 million children in poverty were probably not sleeping, and their parents were probably worried about whether they could make a future for their children, and what they'd be like if they did not get a great education (*which they don't, if you read the Nation's Report Card*) Want to talk for 24 hours? That's what the subject should be. Why don't we educate everyone? It's not money, and it's not because we don't have enough union rules to go around. It's because we limit the ability of our best educators and administrators to do their jobs, and as they're working overtime to address challenges, we limit the ability of parents to find schools that can address their

children's biggest needs, in real time. That's why the path to innovation is opportunity and why we call on our nation's leaders to get over this partisan bickering and bring real changes to American public education.

ESSA REG ROLLBACK. Perhaps the most important federal work at hand is starting over with the rules governing the Every Student Success Act, which the House is moving to do as you read this. The Congressional Review Act permits Congress to repeal regulations older than 60 days, which is the case with the Obama ESSA regs. Most education leaders and reformers are in unique agreement that the regs were an overreach and that the intent of the law was violated by numerous dictates created in them. This is why @edreform's 100 Days Recommendations outlines a path forward for lawmakers on this topic.



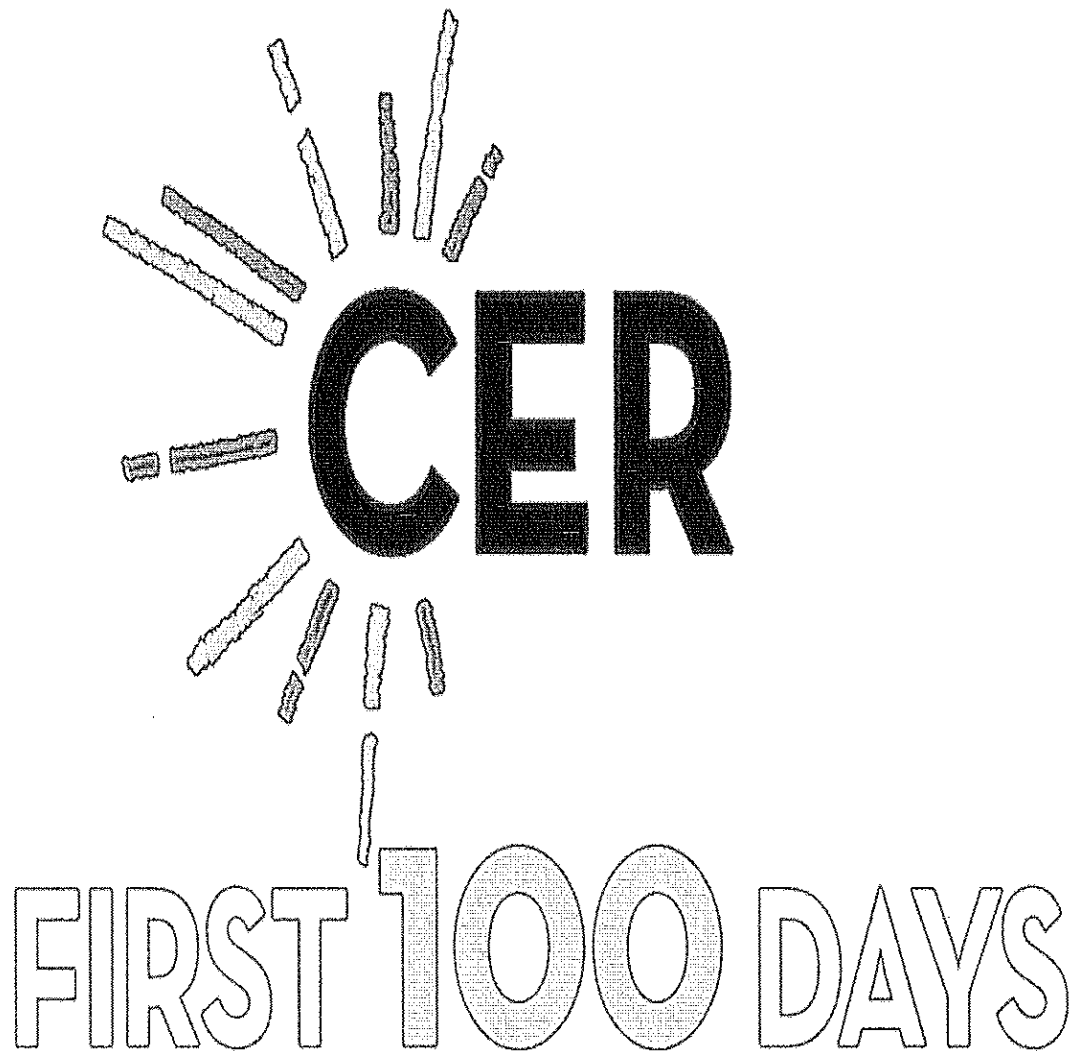
TEACHER FREEDOM. Teachers faced a setback in March of 2016 when the supreme court ruled issued a tied decision in the case of *Friedrichs v. California Teachers Association*. Most concede that had the late great Antonin Scalia been present, more teachers would be well on their way to enjoying the critical freedoms they need to be the professionals they deserve to be. The tied decision left in tact mandatory agency fees and union membership. But now

there's another chance to bit the apple. A band of concerned teachers has filed another suit in their local district court to try to overturn the *Friedrichs* decision. We will be watching closely the upcoming case of *Yohn v. California Teachers Association*.



DIGITAL ACCESS THREATENED. Given the critical need to ensure all student are able to access 21st century learning technologies (but most are still restricted to 20th century classrooms), we were struck by the ridiculous move by the new FCC chairman to reverse funding to expand broadband access to students who have little. Not only does access to digital learning

technologies expand the potential for school choice that the Trump Administration has vowed to support, but it also helps with expanding infrastructure in rural communities and putting people to work. Again, for a primer on why this is important, check out CER's 100 Days recommendations to help expand education in rural communities.

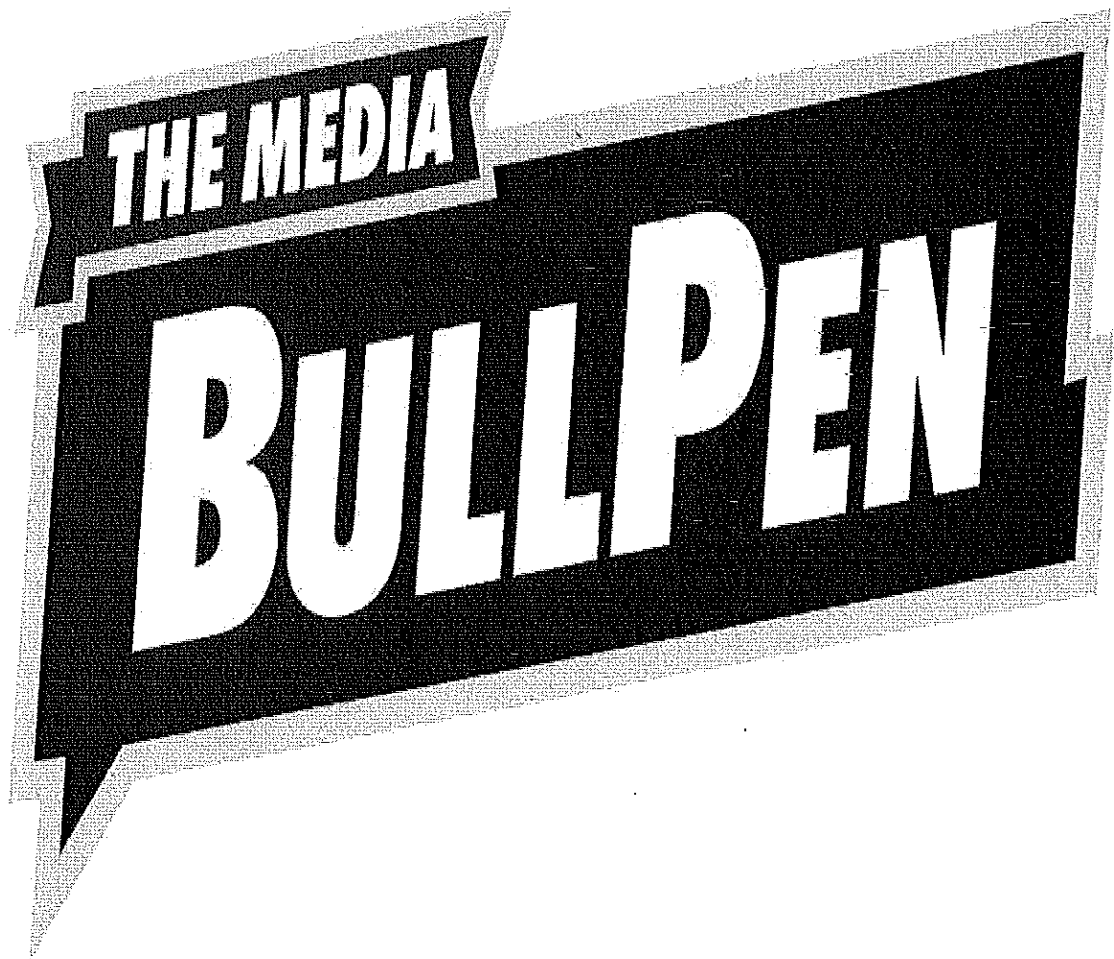


In the News...

A leading pioneer of school reform from Philadelphia writes on *why the fight on DeVos is irrelevant*.

Education Week hosts *Jeanne Allen's commentary* on how advocates are strangling charter schools, and what the feds can actually do about it.

...And don't forget, more clips can always be found at CER's *Media Bullpen!*



The mission of the Center for Education Reform (CER) is to expand educational opportunities that lead to improved economic outcomes for all Americans, particularly our youth, ensuring that the conditions are ripe for innovation, freedom and flexibility throughout U.S. education.

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Sent: Monday, February 13, 2017 5:46 PM

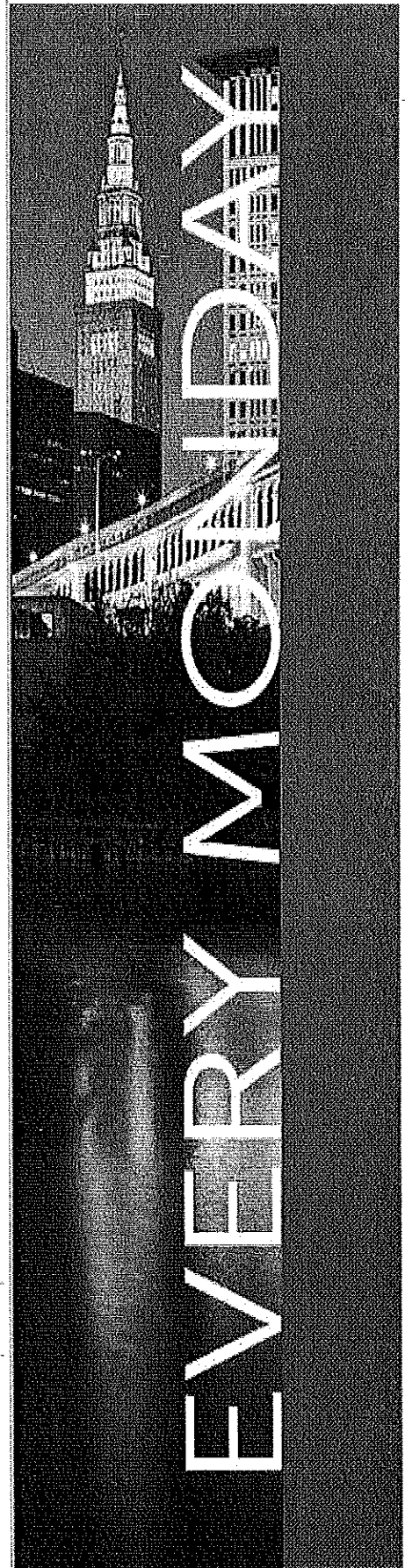
To: Rep93

Subject: Addressing the challenges of recruitment and talent development; CMSD, teachers union reach tentative agreement

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<p>GREATER CLEVELAND PARTNERSHIP ACCELERATING MIDDLE-MARKET PROGRESS FORUM Innovation and Competitive Intelligence FEBRUARY 23, 2017 7:30 TO 9 A.M. GREATER CLEVELAND PARTNERSHIP OFFICES</p>	 <p>Peter Grimm Managing Director Cipher Systems</p>  <p>Beau Oliver Director Cipher Systems</p> <p>REGISTER HERE</p>							
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See What We Do	Browse Business Resources	Stay Informed on News & Policy	Meet Investor Companies	Learn About Investor Membership	Find an Event	Explore Our Videos		
<p>News</p> <p>Addressing the challenges of recruitment and talent development</p>								

CMSD, teachers union reach tentative contract agreement



The Cleveland Teachers Union (CTU) and the Cleveland Metropolitan School District (CMSD) have reached a Tentative Agreement for a Collective Bargaining Agreement.

An earlier agreement, reached on August 30, 2016, was rejected by union members in September, requiring a return to the bargaining table this year to resume bargaining for a contract both sides could accept.

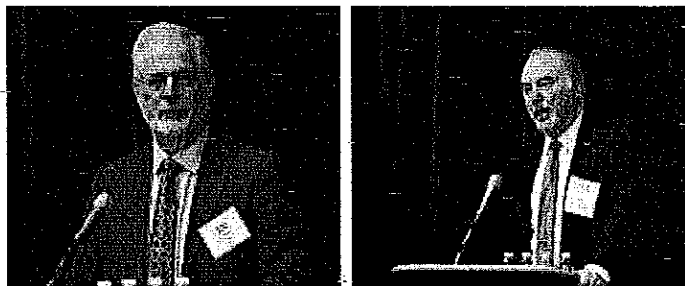
The GCP had urged action that would support the efforts of The Cleveland Plan to transform the delivery and expectations of education in Cleveland's public schools.

"This tentative agreement comes at a critical time when The Cleveland Plan is beginning to reverse decades of decline and deliver measurable improvement," said GCP President and CEO Joe Roman.

Once details are available, we will share an assessment of how the agreement furthers the tenants of The Cleveland Plan as supported by the GCP.

[Read more.](#)

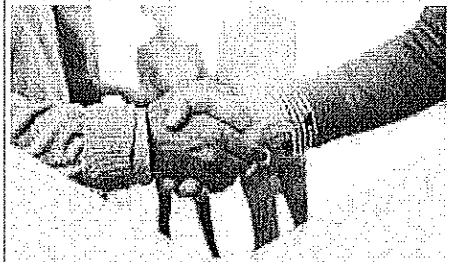
Cleveland Internship Summit highlights



GCP President and CEO Joe Roman (photo left) and Dr. Ronald Berkman (photo right), president of Cleveland State University, the Summit's presenting sponsor, welcomed more than 200 attendees from the business and education communities. The program featured:

Keynote speaker

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AFTER NEARLY
100 YEARS
THIS IS NO
EXPERIMENT



Events

02.17.17 "Managing Intercultural Conflict in the Workplace? D

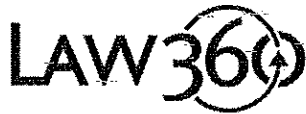
Damaris Patterson Price, a leadership consultant, executive coach and facilitator, will be the presenter.



Program objectives include providing the business case for workplace civility as a business driver and why HR managers need to be capable of addressing intercultural conflict.

Presented by:

From: Public Policy Law360
Sent: Wednesday, February 15, 2017 5:30 AM
To: Rep93
Subject: FCC's Auction Outcome Is Victim Of Sky-High Expectations



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Wednesday, February 15, 2017



TOP NEWS

FCC's Auction Outcome Is Victim Of Sky-High Expectations

The Federal Communications Commission crossed an important finish line in its broadcast incentive auction Friday as a phase of bidding ended, and experts say inflated revenue expectations stoked by the FCC are clouding a result that delivers on the goal of repurposing spectrum for wireless use.

Acting SEC Chair Signals Shift To Ease Disclosure Rules

Acting U.S. Securities and Exchange Commission Chairman Michael Piwowar has taken aim at certain thorny disclosures required by Dodd-Frank by inviting input on such rules for conflicts minerals and executive-pay ratios, steps that attorneys say could lighten the reporting regime for public companies as a deregulatory spirit gains momentum.

LAW FIRMS

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Baker Donelson
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Bredhoff & Kaiser
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Cohen Weiss
Cooley
Cravath Swaine
Davis Polk
Dechert
Dewey & LeBoeuf
Dorsey & Whitney
Foley & Lardner
Gibson Dunn
Hogan Lovells
Holwell Shuster
Hunton & Williams
Jenner & Block

McMahon Approved To Lead Small Business Administration

The Senate approved President Donald Trump's pick of wrestling magnate Linda McMahon to head the Small Business Administration in a bipartisan vote Tuesday.

Analysis

Flynn's Exit Could Stall Russia Sanctions Relief

The abrupt departure of National Security Adviser Michael Flynn amid allegations of improper contact with Russian officials has only added to the cascade of uncertainties surrounding the Trump administration and how aggressively it will move to dismantle sanctions on Moscow.

Sens. Issue Calls For Russia Probes After Flynn Steps Down

A bipartisan group of senators renewed calls Tuesday for a special congressional investigation into alleged Russian interference with the U.S. presidential election after National Security Adviser Michael Flynn resigned amid fallout from his dealings with Russian officials, while Democrats additionally called for a criminal probe.

Chicago Schools Sue Over 'Discriminatory' State Funding

Chicago Public Schools sued Gov. Bruce Rauner and the state of Illinois Tuesday, alleging the way in which the state funds public schools discriminates against the city's majority-minority population of public school children and violates state and federal civil rights laws.

Law Schools, Bar Group Denounce Trump Attacks On Judges

The blowback from President Donald Trump's criticisms of federal judges related to his executive order on immigration has not abated, with the International Bar Association and two law school deans recently excoriating the

Kaplan Kirsch
Kirkland & Ellis
Kreis Enderle
LaRocca Hornik
Latham & Watkins
Lewis Reed
Morrison & Foerster
Pepper Hamilton
Pierce Atwood
Ropes & Gray
Seward & Kissel
Shearman & Sterling
Simpson Thacher
Skadden
Sullivan & Cromwell
Willkie Farr
Zuckert Scoutt

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AT&T Inc.
Aetna Inc.
America Fujikura Ltd.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
American Thoracic Society
CVR Energy Inc.
Chevron Corporation
Computer & Communications Industry Association
Financial Services Roundtable
Goldman Sachs Group Inc.
Google Inc.

president's comments about judges and the judiciary.

BANKING & SECURITIES

Warren Asks About Lobbyists' Sway On Trump Bank Orders

Sen. Elizabeth Warren on Tuesday sent letters to the White House, the U.S. Department of Labor and the bankers' advocacy group Financial Services Roundtable asking whether government officials "inappropriately consulted" with banking industry lobbyists while developing President Donald Trump's recent executive order and memorandum on financial regulation.

Trump Signs Repeal Of SEC Payment Disclosure Rule

President Donald Trump on Tuesday signed off on legislation that nixed a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, marking the first time in 16 years that a president utilized the Congressional Review Act to overturn a predecessor's rule.

Yellen Rebuts Trump's Claim That Dodd-Frank Hobbled Banks

Federal Reserve Chair Janet Yellen said Tuesday that she plans to work with the Trump administration to see where regulations on banks can be eased, but took issue with the president's characterization that banks are not lending due to the Dodd-Frank Act.

Special Master Deals Fla. Loss In Water Fight With Ga.

A U.S. Supreme Court-appointed special master dealt Florida a loss Tuesday in its fight with Georgia over use of water from the Apalachicola-Chattahoochee-Flint River Basin when he recommended that the court deny Florida's request to cap its neighbor's water usage.

Human Rights Campaign
Humana Inc.
Icahn Enterprises L.P.
International Bar Association
International Swaps and Derivatives Association
Johnson & Johnson
Koch Industries Inc.
L-3 Communications-Holdings Inc.
Lockheed Martin
National Basketball Association
National Collegiate Athletic Association
National Federation of Independent-Business
National Public Radio Inc.
National Right to Work Legal Defense Foundation
National Women's Law Center-
Natural Resources Defense Council
Oracle Corp.
Pacific Legal Foundation
Planned Parenthood Federation
SIFMA
The Boeing Company
The Coca-Cola Company
Time Inc.
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
World Wrestling Entertainment, Inc.

GOVERNMENT AGENCIES

CFTC Gives Dealers More Time On Swaps Rule

The U.S. Commodity Futures Trading Commission said Monday that it will give swaps dealers a grace period to come into compliance with new rules on swap collateral requirements, after multiple industry groups said they were struggling to meet the March 1 deadline.

ENERGY & ENVIRONMENTAL

Texas Wants 5th Circ. To Review EPA's Sulfur Dioxide Rule

Texas asked the Fifth Circuit on Monday to review a U.S. Environmental Protection Act final action that found parts of the state had too much sulfur dioxide in the air, saying the agency's move will cost the state money unnecessarily and is an example of regulatory overreach.

Senate Dems Push To Delay Pruitt Vote, Question Icahn Links

Democratic members of the Senate Environment Committee on Tuesday pushed to delay a confirmation vote for President Donald Trump's pick to lead the U.S. Environmental Protection Agency, saying they need to review a pending open records lawsuit against the nominee, while other Senate Democrats demanded more information on Carl Icahn's role in the Trump administration.

Feds Sued Over Endangered Bumblebee Protection Delay

The Natural Resources Defense Council sued the federal government on Tuesday over the suspension of a rule that would put the rusty patched bumblebee on the endangered species list, saying the government's delay of the listing's effective date denies the bee essential legal protection.

Colorado AG Sues Boulder County Over Oil Drilling Ban

Agricultural Marketing Service
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Department of Food and Agriculture
California Natural Resources Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Illinois Supreme Court
Internal Revenue Service
National Economic Council
National Labor Relations Board
National Railroad Passenger Corporation
National Security Council

Colorado Attorney General Cynthia H. Coffman sued Boulder County on Tuesday for failing to lift its ban on oil and gas development even after the state's top court ruled that two other local governments had to get rid of similar moratoriums.

HEALTH & LIFE SCIENCES

Fla. Says Changed Rule Could End Challenge To Abortion Law

The state of Florida has notified a federal court of proposed rule amendments it says could resolve a lawsuit's claims of First Amendment rights violations in an abortion restrictions law by narrowing the scope and changing the nature of a registration requirement for counselors.

Humana To Scrap Remaining ACA Policies In 2018

Humana Inc. on Tuesday said it will halt participation in Affordable Care Act marketplaces next year, citing a mix of customers that remains too unhealthy and unprofitable.

IP & TECHNOLOGY

Rep. Issa Says Lee Still Running USPTO But May Be Moved

Michelle Lee is still leading the U.S. Patent and Trademark Office, but the Trump administration may be looking for a different position for her elsewhere in the government, Rep. Darrell Issa, R-Calif., reportedly said Monday amid uncertainty about who is serving as USPTO director.

MEDIA & ENTERTAINMENT

NJ Sens. Fail To Override Veto Over Icahn's Casino License

The New Jersey State Senate on Monday failed to garner enough votes to override Gov. Chris Christie's veto of legislation that would have

New Jersey Legislature
North Carolina Department of Transportation
North Carolina General Assembly
Northern Arapaho Tribe
Occupational Safety and Health Administration
Office of Foreign Assets Control
Oklahoma Attorney General's Office
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
U.S. Air Force
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

stripped billionaire Carl Icahn of his license to operate the defunct Trump Taj Mahal hotel and casino.

TRANSPORTATION & INFRASTRUCTURE

NJ Pushes Bill To Bar Port Authority From Aiding Travel Ban

New Jersey state legislators moved ahead Monday with a bill that would bar the Port Authority of New York and New Jersey from using any of its resources to implement President Donald J. Trump's executive order that called for a travel ban from seven predominantly Muslim countries.

DOT Overstepped With Rail Safety Order, DC Circ. Told

The U.S. Department of Transportation overstepped its authority when it issued an August 2016 order imposing new safety oversight and enforcement obligations on state entities that oversee intercity passenger rail service without proper public notice and comment, a pair of agencies told the D.C. Circuit.

DC Circ. Asked To Review Deal To Close Santa Monica Airport

General aviation groups asked the D.C. Circuit on Monday to review a settlement between the Federal Aviation Administration and Santa Monica, California, in their yearslong land title dispute over control of the Santa Monica Airport, saying the deal wrongfully allows the city to close the airport by 2029.

REAL ESTATE

San Francisco Urges 9th Circ. To Revive Rental Law Dispute

An attorney for San Francisco told the Ninth Circuit Thursday that a lower court was wrong to invalidate a since-revised housing law that forced landlords to pay massive sums to

tenants before taking their property off the market, telling a judge the ruling has hurt the city's ability to legislate future rent control measures.

EMPLOYMENT

Review Of NLRB Precedents In Order, House Panel Hears

Management and union lawyers clashed over the National Labor Relations Board at a U.S. House hearing Tuesday, with a Hunton & Williams LLP labor attorney saying the board needs to reconsider its Obama-era expansion of the joint employment standard and sped-up union elections and a labor lawyer testifying that criticism of recent agency actions is part of an effort to delegitimize unions.

Trump Blasts Media Co.'s Bid To Unseal 1998 Labor Deal

The Trump Organization Inc. and President Donald Trump slammed a bid by Time Inc. and The Reporters Committee for Freedom of the Press to unseal settlement documents that resolved Trump's 1998 dispute with a labor union, telling the Second Circuit that neither the First Amendment nor the common law right of access applies here.

Doctors, Int'l Science Org Back OSHA In Silica Rule Fight

An international scientific organization and an organization of occupation and environmental medical physicians have come out in support of the Occupational Safety and Health Administration's new rules on worker exposure to silica dust in several industries, telling the D.C. Circuit the regulations would reduce health impairments.

Ill. Gov. Sues To Block Employee Pay Cutoff Motion

The night before Gov. Bruce Rauner's annual budget address, Rauner late Tuesday filed an opposition to Illinois Attorney General Lisa

Madigan's motion to halt state worker pay amid Illinois' unprecedented budget crisis, urging a state judge to reject Madigan's "invitation to create an artificial emergency."

LGBT Groups Urge Trump To Keep Trans Student Policies

Four LGBT advocacy groups urged the Trump administration on Monday to preserve an Obama administration directive that public school students be allowed to use the restroom that matches their gender identity, saying it helps protect some of the nation's most vulnerable students.

PRIVACY & CONSUMER PROTECTION

USDA Recommends California Milk For Federal Pricing Order

California dairy producers who say they face an unfair marketplace disadvantage are moving closer to joining the U.S. Department of Agriculture's purchasing guidelines, with the USDA on Tuesday recommending that the state join the federal pricing system.

Cruz, Fellow Texan Unveil Bills To Kill CFPB

Texas lawmakers Sen. Ted Cruz and Rep. John Ratcliffe on Tuesday introduced legislation that would eliminate the Consumer Financial Protection Bureau as pressure mounts within Congress and the Trump administration on the federal consumer finance watchdog.

NC Gov. Floats New Plan For Bathroom Bill Repeal

North Carolina Gov. Roy Cooper on Tuesday offered his latest proposal for nixing the state's infamous law requiring transgender people to use public bathrooms and other facilities that correspond to the sex on their birth certificates, a plan that includes tougher penalties for crimes that occur in restrooms.

PRODUCT LIABILITY

Calif. State Senator Introduces Sugary Drink Labeling Bill

A California state senator has again proposed a bill that would require sugary beverages sold in the state to include health warning labels cautioning about the risk of obesity, diabetes and tooth decay, his office said Monday.

GOVERNMENT CONTRACTS

Lawmaker Tries To Block L-3's \$418M Aircraft Sale To Kenya

A GOP congressman proposed a resolution Tuesday to pump the brakes on L-3's \$418 million foreign military sale of border patrol aircraft to the Kenyan government, saying the sole-source contract unfairly excluded a competitor in his district and may have resulted from foul play.

INTERNATIONAL TRADE

Treasury Sanctions Venezuelan VP For Drug Trafficking Aid

The U.S. government has sanctioned Venezuela's second-in-command pursuant to the Foreign Narcotics Kingpin Designation Act for allegedly aiding international drug traffickers, the U.S. Department of the Treasury said in a statement Monday.

TAX

Ways and Means Chair Won't Seek Trump's Tax Returns

The Republican chairman of the House Ways and Means Committee announced on Monday that he would not demand to see President Donald Trump's tax returns, rejecting a bid from a Democratic lawmaker to seek review of the documents, according to media reports.

IRS Tax Certification Hurts CPAs, AICPA Tells Fed Circ.

An accounting trade group told the D.C. Circuit that a federal court erred in rejecting its challenge to a voluntary certification program for unlicensed tax return preparers, wrongly finding that its argument is not covered by the relevant law.

Taxpayers Lose Appeal For Equity On Foreclosed Properties

A group of taxpayers fighting to get the excess proceeds of sales after their properties were foreclosed by a Michigan county were dealt a second blow when a Sixth Circuit panel found that the lower court that ruled against them lacked jurisdiction in their case after all.

IMMIGRATION

Syrian Refugee Sues Trump Over Asylum Suspension

A Syrian man granted U.S. asylum after being tortured and targeted by radical fighters sued the federal government on Monday for halting, in response to President Donald Trump's immigration ban, a derivative asylum petition that could help his wife and child similarly escape the violence.

Trump Immigration Ban Blocked In Virginia

A Virginia federal judge on Monday blocked the government from enforcing the immigration ban on individuals from seven predominantly Muslim countries against people with ties to the Old Dominion, finding there is a likelihood that Virginia will win when it comes to its Establishment Clause claim.

NATIVE AMERICAN

BIA Asks 9th. Circ. To Nix Injunction In Contract Row

The Bureau of Indian Affairs urged the Ninth Circuit on Friday to undo a ruling that blocks the agency from approving contracts for two tribes that share a reservation in Wyoming but lack a

confederated government without receiving consent from both, saying it has already committed to doing so.

House OKs Bill Letting Texas, Okla. Set Red River Land Fate

Texas and Oklahoma could soon determine their own borders — and the fate of 30,000 acres claimed as federal land — if the Senate takes up a bill the House passed Tuesday to mandate the federal government accept a survey of the Red River commissioned by the states.

TELECOMMUNICATIONS

Reps Urge FCC To Undo Lifeline Eligibility Reversal

Several dozen House representatives urged Federal Communications Commission Chairman Ajit Pai on Monday to reconsider his decision to strip nine companies of eligibility to provide broadband service under the Lifeline program for low-income users, saying the move will hurt poor children and widen the digital divide.

Trade Group Asks FCC For More Broadband Build-Out Funds

The United States Telecom Association asked the Federal Communications Commission on Monday to increase funding levels for a broadband build-out support mechanism, saying that the priority of using it to deploy broadband in rural America means more funding is needed.

EXPERT ANALYSIS

Trump, Lockheed And The Art Of The Government Deal

President Donald Trump has made his federal procurement debut, announcing two weeks ago that Lockheed Martin agreed to cut \$600 million from its next production lot of F-35 Joint Strike Fighter planes. His tweets and negotiations

raise a slew of questions on how these tactics fit into the densely regulated field of government contracts, say attorneys with Pepper Hamilton LLP.

Overcoming Obstacles To Financial Reform And Deregulation

Creating a list of industry-endorsed reforms is perhaps the easiest task to complete when attempting to ease financial regulatory burdens. However, sorting through and identifying realistic, achievable regulatory reforms at the agency level will prove much more difficult and vexing because of the complexity of current agency interconnectivity, says Joseph Lynyak III of Dorsey & Whitney LLP.

Gorsuch May Further Tip Balance Against Deference To EPA

From an environmental law perspective, Judge Neil Gorsuch has shown a willingness to reassess Chevron deference to an agency's interpretation of the statutes it implements. If confirmed to the U.S. Supreme Court, he could fan further interest in revisiting Chevron deference at a time when the court is actively considering what deference is due an agency when it interprets its own regulations, say attorneys with Bracewell LLP.

FERC Could See Substantial Changes Under President Trump

The Federal Energy Regulatory Commission oversees electric utilities and gas pipelines that account for about 4 percent of the U.S. gross national product. So the impact of FERC policy shifts can be significant. Under the Trump administration, FERC could revisit its stances on market manipulation, net metering and other key issues, say John Estes III and Timothy Mastrogiamomo of Skadden Arps Slate Meagher & Flom LLP.

LEGAL INDUSTRY

Analysis

Firm Leaders' Bullish View On Demand Met With Skepticism

Law firm leaders believe 2017 could be the year the sector reverses the tide of stagnant demand it has been plagued by in recent years, a January report found. Here, industry experts examine how realistic those predictions are and what factors could kick-start billable hours.

Akin Gump's Profits Per Partner Jumped Nearly 10% In 2016

Akin Gump Strauss Hauer & Feld LLP's global profits per partner jumped by 9.6 percent between 2015 and 2016, surpassing \$2 million each, the firm said Tuesday.

Banks Lavished Dewey With High Debt Offers, Jury Hears

A Wells Fargo executive on Tuesday told jurors in the second trial of former leaders of Dewey & LeBoeuf LLP of internal concerns at the bank over the amount of debt the law firm was taking on in the early years after its inception, while juror problems continued to plague the proceeding.

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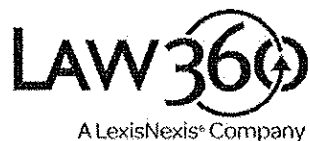
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Subject: Next Solicitor General Can Expect Tough Road Under Trump



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Thursday, February 16, 2017



TOP NEWS

Analysis

Next Solicitor General Can Expect Tough Road Under Trump

President Donald Trump's pick for the usually coveted position of solicitor general should expect an unusually rocky tenure, experts say, given the legal battles already underway, criticisms the president has heaped on the judiciary and the likely difficulty of dissuading a president who shoots from the hip from pursuing untenable legal positions.

Puzder Out Of Running For Labor Secretary

Fast-food executive Andrew Puzder took himself out of consideration Wednesday to serve as President Donald Trump's labor secretary one day before his scheduled confirmation hearing as reports circulated that he lacked enough support from Senate Republicans.

LAW FIRMS

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Arent Fox
Arnold & Porter Kaye Scholer
Boies Schiller
Brownstein Hyatt
Chiesa Shahinian
Cooper & Kirk
Covington & Burling
Davis Wright Tremaine
Debevoise & Plimpton
Denton Navarro
Dentons
Dickinson Wright
Earthjustice
Epstein Becker Green
Faegre Baker
Foley & Lardner
Fowler White Burnett
Frost Brown Todd

House Republicans Announce Their Own ACA Replacement

The conservative U.S. House Freedom Caucus on Wednesday unveiled proposed legislation to replace the Affordable Care Act and officially endorsed a full repeal of Obamacare while promising to support the proposed replacement as a companion bill to one already in the Senate.

Sen. McConnell Leaves 'Nuclear Option' Open On Gorsuch

The Senate Majority Leader on Wednesday kept the line open for using the so-called nuclear option — changing Senate rules — and also backed President Donald Trump Supreme Court nominee Judge Neil Gorsuch's earlier comments on the independent judiciary.

Mattis Voices NATO Support, Says Members Must Chip In

Defense Secretary Jim Mattis Wednesday, in his first meeting with NATO counterparts since officially joining the Trump administration, reaffirmed U.S. commitments to the alliance while signaling the Trump administration would push member states to increase their monetary support.

Analysis

5 Key Takeaways From Trump's ACA Stabilizer Rule

The Trump administration's plan to stabilize Affordable Care Act markets by easing oversight of provider networks and limiting enrollment periods will strengthen insurers that are already doing fairly well but likely prove too modest for others, experts say. Here are five takeaways on how an eagerly awaited regulation will play out

GOP Lawmaker Takes Aim At FCC Privacy Rules

U.S. Sen. Jeff Flake is planning to introduce legislation that would roll back the Federal Communications Commission's new broadband

Goodwin
Greenberg Traurig
Hall Estill
Hunton & Williams
Jones Day
K&L Gates
Lewis Brisbois
Marashlian & Donahue
Massey & Gail
Mayer Brown
Moye White
Perkins Coie
Priddy Cutler
Stradley Ronon
Sullivan & Cromwell
Tucker Law Group
Wachtell Lipton
Wiley Rein

COMPANIES

AARP Inc.
Allergan PLC
Amazon.com Inc.
America Fujikura Ltd.
America's Health Insurance Plans
American Bar Association
American Cable Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
AutoZone, Inc
Avalere Health LLC
Bank of America Corporation
Best Buy Co.
Boyd Gaming Corporation
CKE Restaurants, Inc.
CTIA

privacy rules, which give consumers opt-in options for the sharing of certain user information, the Arizona Republican confirmed Wednesday.

Trump Budget Pick Heads To Final Senate Vote

The Senate is moving closer to a final vote on President Donald Trump's head budget officer after Rep. Mick Mulvaney R-S.C., passed a key procedural hurdle on Wednesday.

Retailers Meet With Trump Amid Tax Reform Concerns

President Donald Trump and Vice President Mike Pence Wednesday met with members of the Retail Industry Leaders Association at the White House for a listening session on tax reform and other concerns facing the industry, according to a White House press pool briefing.

BANKING & SECURITIES

Fed Chair Says Rulemaking Calendar Is 'Relatively Light'

Federal Reserve Chair Janet Yellen said on Wednesday that the central bank does not have plans to move forward any major regulations while President Donald Trump's regulatory freeze remains in place even though executive orders do not apply to independent regulatory agencies.

SEC Urged To Preempt States To Boost Reg A+ Liquidity

A legal expert told a U.S. Securities and Exchange Commission advisory committee Wednesday that the SEC should use its rule-making authority to preempt state regulations that restrict secondary trading of shares of small companies that raise capital under the newly expanded Regulation A exemption, thus boosting liquidity.

IPOs Dwindle As Need To Go Public Becomes Less Urgent

Calpine Corporation
Center for Biological Diversity Inc.
Cisco Systems Inc.
Computer & Communications Industry Association
Dynergy Inc.
Equifax Inc.
Ernst & Young
Exelon Corporation
Experian
Facebook
Financial Industry Regulatory Authority Inc.
Google Inc.
Information Technology Industry Council
International Brotherhood of Teamsters
International Business Machines Corporation
J.C. Penney Company Inc.
JPMorgan Chase & Co.
Jack In The Box Inc.
Koch Industries Inc.
MGM Resorts International
Microsoft Corporation
Mobilitie LLC
Morgan Stanley
NASDAQ OMX Group Inc.
NRG Energy Inc.
PJM Interconnection LLC
Pfizer Inc.
Talen Energy Corp.
Tax Foundation
The Gap Inc.
Tractor Supply Company
TransUnion LLC
Turner Broadcasting System Inc.
Twilio Inc.

The rising costs of going public, new regulations that make it easier to stay private and growing options for raising private capital are leading factors causing more companies to delay or cancel initial public offerings, experts told a U.S. Securities and Exchange Commission committee Wednesday.

ENERGY & ENVIRONMENTAL

Watchdog Says Okla. AG Withholding Thousands Of Emails

A media watchdog group on Tuesday said that Oklahoma Attorney General Scott Pruitt, who is President Donald Trump's pick to lead the U.S. Environmental Protection Agency, is improperly withholding documents related to his office's interactions with fossil fuel industry players.

Senate Gets Ball Rolling To Amend The ESA

The Senate Environment Committee on Wednesday explored the possibility of amending the Endangered Species Act, with Republicans criticizing it as being unresponsive to state and local concerns and lacking flexibility to remove protections for an animal or plant once it has recovered.

Ill. Nuke Plant Subsidies Flout FERC, Power Cos. Say

A power producer coalition on Tuesday sued to overturn Illinois' plans to subsidize two struggling nuclear power plants in an echo of similar litigation launched against nuclear subsidies offered by New York state, claiming the incentives usurp the Federal Energy Regulatory Commission's exclusive authority over wholesale electricity markets.

10 State AGs Urge Senate To Reject Vessel Discharge Bill

New York Attorney General Eric T. Schneiderman and nine other state attorneys general called on U.S. Senate leaders Wednesday to reject legislation they say would

Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Walgreen Co.
ZestFinance Inc.

GOVERNMENT AGENCIES

Buena Vista Rancheria of Me-Wuk Indians
California Environmental Protection Agency
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Maritime Organization
NATO
National Institute of Standards and Technology
National Labor Relations Board
National Marine Fisheries Service
National Security Agency

dramatically weaken states' authority to protect waterways against pollution from commercial shipping vessels.

Flake Plan Provides For Ariz., NM Role In Mexican Gray Wolf

Republican Arizona Senators Jeff Flake and John McCain reintroduced the Mexican Gray Wolf Recovery Plan Act on Tuesday, which would give New Mexico and Arizona a larger stake in the management of an animal on the endangered species list.

Enviros, Utilities Clash Over EPA Mercury Rule Challenges

Environmentalists and utilities on Tuesday swapped dueling briefs in D.C. Circuit litigation over the U.S. Environmental Protection Agency's mercury rule for coal-fired power plants, with each side accusing the other of recycling arguments that have been rejected by the agency and the courts.

Endangered Species Case Won't Move From DC To Minn.

An Endangered Species Act case will not be transferred from D.C. to Minnesota federal court, a judge ordered Tuesday when deciding in favor of environmental groups accusing the U.S. Forest Service and other federal agencies of sidestepping a review requirement in approving mine and highway projects that could harm animals in Minnesota's Superior National Forest.

HEALTH & LIFE SCIENCES

Feds Float ACA Market Stabilization Rule

Federal regulators on Wednesday floated highly anticipated policies for stabilizing Affordable Care Act marketplaces, including tighter enrollment periods, slimmer benefits and more leeway for states to oversee provider networks.

New York Attorney General's Office

North Carolina Wildlife Resources Commission

Securities and Exchange Commission

Small Business Administration

Social Security Administration

U.S. Coast Guard

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Veterans Affairs

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

House OKs Measure To Widen Drug Testing For Unemployed

The House of Representatives paved the way for an increase in state-based drug testing for unemployment benefits Wednesday, passing a resolution to undo an Obama-era rule that allowed such testing in only narrow categories.

MEDIA & ENTERTAINMENT

Ex-State Sen. Asks Texas High Court To Nix Radio Ad Suit

Former state Sen. Bob Deuell has asked the Texas Supreme Court to review a lower court's decision allowing an anti-abortion group's lawsuit against him — alleging that his actions got their radio ads taken off the air — to proceed, arguing that the group hadn't met the minimum evidence standards required.

Philly Controller Wants End To 'Slush Fund' Defamation Suit

The attorney for Philadelphia's city controller asked a state court judge Wednesday to toss a former city official's suit that claimed she was defamed in reports about a so-called slush fund involving money from the city's marathon, saying he and another defendant had immunity as "high public officials."

REAL ESTATE

NJ Developer Loses Appeal Over Application Timing Rule

The New Jersey Appellate Division has said a developer is not protected by a rule requiring a municipality to follow regulations in place at the time of an application because the business did not submit every required document, marking the first time a state court defined an application entitled to such protection.

EMPLOYMENT

GOP Votes To Repeal DOL Rules On State Retirement Plans

Republicans in the U.S. House of Representatives on Wednesday voted to repeal two recent U.S. Department of Labor rules that allow states and some municipalities to help workers without employer-sponsored retirement plans invest in state-run accounts.

EEOC Slows Rule On Affirmative Action Rule For Disabled

The U.S. Equal Employment Opportunity Commission said Wednesday that it will impose a two-week delay of its regulations boosting federal agencies' hiring goals for individuals with disabilities and enhancing support services for those workers, citing a Trump administration directive to slow rules that haven't yet taken effect.

Rauner Asks For Pension Reform, Power To Cut Ill. Budget

Illinois Gov. Bruce Rauner offered state lawmakers a spending plan Wednesday that he repeatedly called "balanced" but that relies on filling a \$4.5 billion hole with measures requiring cooperation from the same legislature at a budget impasse for an unprecedented 20 months.

Ky. County Tells 6th Circ. Not To Rethink RTW Ruling Appeal

A county in Kentucky urged the Sixth Circuit on Wednesday to reject a request by a group of Kentucky unions, including chapters of the AFL-CIO, to rehear en banc a case challenging a local right-to-work ordinance.

PRIVACY & CONSUMER PROTECTION

CFPB Contemplates Using Alternative Data In Credit Scores

The Consumer Financial Protection Bureau on Thursday announced plans to look into whether using so-called "alternative data" like rent and utility payments for credit scoring could make it

easier for millions of Americans to get access to mortgages and other credit.

Tech Groups Call For Balance In Foreign Spying Renewal Push

A coalition of tech industry groups on Wednesday pushed congressional leaders to work together to come up with a "balanced yet focused" approach to replacing a controversial foreign internet surveillance program that is expiring at the end of the year.

GOVERNMENT CONTRACTS

NJ Ordered To Defend Atlantic City Layoffs, Contract Changes

A New Jersey state judge has ordered state officials to appear in court later this month in a lawsuit brought against them by the union representing Atlantic City firefighters and address whether the officials should be restrained from laying off firefighters and implementing changes to their contract.

GAO Targets 34 Areas Of Concern In Federal High Risk List

The U.S. Government Accountability Office released a new list of "high risk" federal programs particularly susceptible to fraud, abuse or mismanagement on Wednesday, adding various Native American programs, environmental liabilities and the upcoming census to the list while removing programs for managing terrorism-related information.

INTERNATIONAL TRADE

Border Adjust Tax Will Have Limited Trade Impact, Report Says

The House Republicans' proposed tax on imports will have a limited long-run economic impact if any at all, according to a Tax Foundation report released Wednesday, which noted that while the approach provides no

expected trade-related gains, it has the advantage of limiting tax avoidance.

TAX

US Wants New Shot At Inversion Rule If It Loses Challenge

The U.S. government asked a Texas federal court on Wednesday to consider sending a tax rule meant to combat corporate inversions back to the U.S. Treasury Department rather than vacating it if the U.S. Chamber of Commerce's challenge of the rule is successful.

NJ, MGM Resorts Ink \$72M Deal Over Property Tax Appeals

New Jersey officials on Wednesday announced a deal to pay \$72 million to MGM Resorts International to resolve outstanding property tax appeals filed by the company's Borgata Hotel Casino & Spa in Atlantic City, saying the move would save taxpayer dollars as the state oversees the fiscal recovery of the struggling resort town.

Colo. Gov. Downplays Harm Of Taxpayer Rights Bill, Court Told

Opponents to Colorado's Taxpayer Bill of Rights slammed Gov. John Hickenlooper's bid to toss their suit, telling a federal court Tuesday that the governor has mischaracterized the measure to play down the harm it has caused state political subdivisions and others.

IMMIGRATION

House Resolution Slams Judge Who Blocked Travel Ban

Rep. Steve King, R-Iowa, has introduced a resolution to the U.S. House of Representatives criticizing the actions of a federal judge and an appeals court that obstructed the enforcement of President Donald Trump's Jan. 27 immigration ban.

Texas AG Backs Trump Immigration Ban In 9th Circ.

Texas Attorney General Ken Paxton threw his support behind President Donald Trump's immigration ban on Wednesday when he urged the Ninth Circuit to reconsider last week's decision upholding a block on the executive order, citing the president's powers to protect national security.

NATIVE AMERICAN

Calif. County Can Fight Tribal Casino, DC Circ. Told

A California county has urged the D.C. Circuit to allow it to challenge a U.S. Department of the Interior decision backing a proposed tribal casino, arguing that it had retained the right to oppose the project.

TELECOMMUNICATIONS

Analysis

FCC's Lifeline Backtrack Foreshadows Program Changes

The Federal Communications Commission under the leadership of new Chairman Ajit Pai has set off a firestorm of controversy by revoking the eligibility of several companies to provide Lifeline broadband services, and experts say recent FCC action suggests the commission will seek to change Obama-era program updates.

Wireless Group Urges FCC To Clear Local Roadblocks For 5G

Wireless trade group CTIA has pushed the Federal Communications Commission to move forward with a proposal to clear the way at the state and local level for 5G infrastructure, also pushing for spectrum to meet wireless demand and against a proposal to subject text messaging to more stringent regulation.

Small Telecoms Decry FCC's Proposed 'Flash Cuts'

A group of regional telecom companies told the new head of the Federal Communications Commission on Tuesday that his plan to cut subsidies they receive for reaching rural customers and redirect the funds toward areas without wireless broadband would do more harm than good.

PEOPLE

SEC Chair Mary Jo White Returns To Debevoise & Plimpton

After nearly four years as chair of the U.S. Securities and Exchange Commission, Mary Jo White will once again return to Debevoise & Plimpton LLP, this time as senior chair of the firm, Debevoise announced on Wednesday.

EXPERT ANALYSIS

Game Clock Running Down, NLRB GC Turns To The Crowd

National Labor Relations Board general counsel Richard Griffin's recent report discussing the rights of university faculty and students speaks not to the board, but instead to employers, labor unions and employees, and is being used as a novel, last-ditch attempt to use the court of public opinion to bolster changes Griffin oversaw during his tenure, says Ryan Funk of Faegre Baker Daniels LLP.

A New Element In Awarding Calif. Public Works Contracts

Legislation recently proposed in California would require the disclosure of greenhouse gas emissions generated by the manufacture of certain "eligible materials" for public works projects. If passed, it could have the biggest effect on companies that manufacture construction materials, especially cement, flat glass, manufactured wool, steel and asphalt, say attorneys with Arnold & Porter Kaye Scholer LLP.

How A General Counsel Should Think About AI

Though the Trump administration has yet to make an official statement regarding artificial intelligence, support for AI is consistent with its expressed desire to promote American business. As such, general counsel will inevitably have to navigate what big data and AI mean for compliance with current and future laws and regulations, say Bruce Heiman and Elana Reman of K&L Gates LLP.

A Rule Against Pretext, Taken Out Of Context

An attorney who negotiates a serial killer's surrender is suspended from legal practice. A highly successful investigative unit that protects children from internet predators is shut down. These are the results of an overly dogmatic approach to the Colorado Rules of Professional Conduct, which prohibit lawyers from engaging "in conduct involving dishonesty, fraud, deceit or misrepresentation," says Charles Luce of Moye White LLP.

When And Where Punitive Damages Are Insurable: Part 2

There is no substitute for a well-drafted, ironclad insurance policy, so it is imperative that insurers either expressly exclude punitive damages in actual policies, or unambiguous, limiting language if the agreement is to cover punitive damages, says Rory Jurman of Fowler White Burnett PA.

LEGAL INDUSTRY

Analysis

How To Stand Out In A Large Law Department

In large law departments, in-house counsel who don't distinguish themselves are doomed to languish unnoticed among the masses. Here's how to make an impression with general

counsel and other company leaders to move up the ranks.

My Strangest Day In Court: When My Expert Had A Meltdown

As I was going through one of the plaintiff's claims — post-traumatic stress disorder — with my expert witness, the good doctor could not even recall the elements of the disorder! Then, suddenly, he pointed his finger at a young juror, remembers Esther Holm of Lewis, Brisbois Bisgaard & Smith-LLP.

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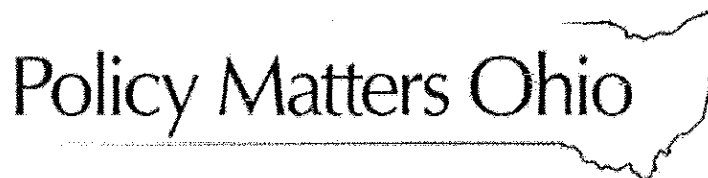
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From: Policy Matters Ohio

Sent: Thursday, February 16, 2017 2:36 PM

To: Rep93

Subject: Press statement: Nomination of Acosta for Secretary of Labor a likely improvement



For immediate release

Contact Hannah Halbert

614.397.6080

Nomination of Acosta for Secretary of Labor a likely improvement

Vetting needed, but new nominee appears friendlier to workers

After the failed nomination of Andrew Puzder for Secretary of Labor, the Trump administration put forward Alexander Acosta, dean of the Florida International University College of Law and former assistant attorney general for the Civil Rights Division under President George W. Bush. Policy Matters Ohio sees this move as a step in the right direction for working people.

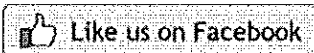
"Rigorous vetting is still needed but unlike Puzder, Acosta does not appear to be a nominee bent on dismantling the institution he is set to lead," said Hannah Halbert, researcher with Policy Matters Ohio. "The Department of Labor must be dedicated to welfare and safety of wage-earners. Not their bosses."

Ohioans value worker rights. The state overwhelmingly voted down laws that sought to restrict collective bargaining and voted in support of a state constitutional amendment that increased and indexed the minimum wage. As hearings begin, working people of Ohio will want to know where Acosta stands on these issues. Policy Matters will look for evidence that Acosta will work for safe and healthy workplaces, more and better jobs, and a better life for working people in Ohio and the United States.

[Read press statement online](#)

###

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Friday, February 17, 2017



TOP NEWS

Analysis

Smoother Road To Confirmation Seen For New DOL Chief Pick

President Donald Trump's nomination of former U.S. Attorney Alex Acosta to head the U.S. Department of Labor drew praise from management-side attorneys who believe he will adhere to the administration's less aggressive regulatory posture, while also garnering cautious optimism from unions who see his past public service as a sign he will dutifully enforce labor laws.

Mulvaney Gets Senate Approval As Trump Budget Officer

The Senate has approved President Donald Trump's pick for his top budget office, putting conservative Rep. Mick Mulvaney, R-S.C., at the head of the office responsible for the federal budget and managing many agencies.

Analysis

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Cooley
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Epstein Becker Green
Faegre Baker
Farella Braun
Fisch Sigler
Gibson Dunn
Goodwin
Hall Estill
Holland & Knight
Hueston Hennigan

Ex-DOJ Immigration Head: Travel Order Case A 'Close Call'

Leon Fresco, the former head of the government's Office of Immigration Litigation, dove into a range of hot-button topics in recent discussions with Law360, saying it was a "close call" whether the current version of the president's travel ban would be able to survive court review.

Trump EPA Pick Pruitt Advances In Senate

Trump's choice to lead the Environmental Protection Agency has been set up for a final Senate vote, as Oklahoma Attorney General Scott Pruitt cleared a procedural vote Thursday.

9th Circ. Pauses Immigration Ban Suit At Trump's Request

Ninth Circuit Chief Justice Sidney R. Thomas late Thursday agreed to pause en banc proceedings over President Donald Trump's challenge of an order blocking the implementation of his immigration ban after the administration requested a freeze on the proceedings as it preps a new executive order.

House Acts To Clear Way For Planned Parenthood Defunding

The House passed a resolution Thursday to make it easier for states to defund Planned Parenthood, disapproving a federal rule that restricts states' ability to direct funding to the women's health care provider.

FCC's Pai Wants To Cut 'Red Tape' For Radio

Federal Communications Commission Chairman Ajit Pai said Thursday that he will not neglect radio during his chairmanship, pushing for modernized rules and the activation of smartphone FM chips to let users listen to radio over-the-air, though without a regulatory mandate.

Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kirkland & Ellis
Laddey Clark
Mayer Brown
Nicoletti Hornig
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Hastings
Potter Minton
Prince Lobel
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Seward & Kissel
Shapiro Haber
Skadden
Spector Gadon
Sullivan & Cromwell
Terrell Hogan
Weil Gotshal
Weiner Brodsky
White and Williams
Wilentz Goldman

COMPANIES

Alliance Defending Freedom
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Commercial Lines Inc.
American Federation of Labor and Congress of Industrial Organizations

Acting SEC Chair Curbs Enforcement Staff's Power

Acting U.S. Securities and Exchange Commission Chair Michael Piwowar has curtailed some powers of the agency's enforcement staff dating from the financial crisis, according to multiple media reports.

BANKING & SECURITIES

DC Circ. Agrees To Rethink SEC Judges' Constitutionality

The D.C. Circuit agreed Thursday to vacate a panel's finding that the U.S. Securities and Exchange Commission's in-house judges don't need presidential appointment and to rehear the case before the entire court, taking another look at an issue that has split circuits.

Euronext Says New Platform Shields From High-Speed Traders

European stock exchange operator Euronext said Wednesday it will partner with a U.S. financial technology company and launch a block-trading platform designed to enable investors to execute large orders without tipping their hat toward high-frequency traders

ENERGY & ENVIRONMENTAL

More Ex-EPA Employees Pile On Anti-Pruitt Bandwagon

The number of former U.S. Environmental Protection Agency employees opposed to the confirmation of Oklahoma Attorney General Scott Pruitt as EPA administrator has risen to more than 700, the Environmental Integrity Project said Thursday.

EPA Re-Floats Uranium Mine Rule, Yanks 30-Year Monitoring

The U.S. Environmental Protection Agency on Thursday re-proposed a rule imposing new health and environmental protection regulations for uranium ore extraction, and removed a requirement that mine operators monitor

American Federation of State,
County and Municipal Employees
American Federation of Television
and Radio Artists
American Insurance Association
CH Energy Group Inc.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Comcast Corporation
ConAgra Foods, Inc.
Conservation Law Foundation
Devon Energy Corporation
Dr. Reddy's Laboratories Limited
Energy Transfer Partners, L.P.
Florida Bar Association
Fortress Investment Group LLC
Google Inc.
Helsinn Healthcare SA
Humane Society of the United
States
Intellectual Ventures
International Union Of Operating
Engineers
Koch Industries Inc.
Lockheed Martin
London Stock Exchange Group
PLC
Lyft Inc.
McDonald's Corporation
NBCUniversal Inc.
National Association of Insurance
Commissioners
National Association of Mutual
Insurance Companies
National Rifle Association of
America
New York State Bar Association
New York Times Co.
Occidental Petroleum Corporation
PHH Corporation

groundwater for 30 years after demonstrating that the groundwater chemistry is restored and stable.

EPA Cleared From Suit Over Fla. Water Quality Requirements

A Florida federal judge on Wednesday tossed a lawsuit accusing the U.S. Environmental Protection Agency of failing to correctly evaluate water quality requirements for Florida's waterways, a decision that came two years after the judge tossed a similar suit from the same environmental group.

FWS Released From Lawsuit Over Permit For Lynx Capture

The U.S. Fish and Wildlife Service was released from a lawsuit Wednesday brought by environmental and animal welfare groups suing it for issuing the state of Maine a permit that allowed the accidental capture of a threatened lynx species, with a federal judge finding that the service had a rational basis to issue the permit.

EPA Nominee Ordered To Hand Over Docs To Watchdog

An Oklahoma judge on Thursday ordered Scott Pruitt, President Donald Trump's nominee to lead the U.S. Environmental Protection Agency, to turn over to a watchdog group nearly 3,000 emails that purportedly reveal his ties to the fossil fuel industry, the group said.

Resolution Nixing Alaska Hunting Rule Clears House

Alaskan hunters could soon have more tools at their disposal again, after the House passed a measure on Thursday aimed at a federal rule limiting hunting practices on federal lands in the state.

Trump Inks Revocation Of Stream Protection Rule

President Donald J. Trump on Thursday signed a bill revoking a U.S. Department of the Interior

Planned Parenthood Federation
San Antonio Spurs
Sierra Club
SoftBank Group Corp.
Speedway LLC
Stepan Co.
The Boeing Company
Toshiba
U.S. Chamber of Commerce
Uber Technologies Inc.
United Brotherhood of Carpenters
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Government Accountability Office
Idaho Legislature
Illinois Supreme Court
Immigration and Customs Enforcement
International Trade Commission
NAFTA
National Labor Relations Board
National Railroad Passenger Corporation

rule aimed at minimizing coal mining's harm to surface water and groundwater, the second energy-related rule crafted by the Obama administration that's been killed through use of the Congressional Review Act.

HEALTH & LIFE SCIENCES

11th Circ. Strikes Down Fla. 'Gun Gag' Law

The Eleventh Circuit on Thursday struck down much of a Florida law curbing doctors from asking patients about firearm ownership, ruling that the "gun gag" law violates the First Amendment by impermissibly restricting physician speech.

Trump's CMS Pick Says Medicaid 'Doesn't Work Well'

The Trump administration's likely leader of the Centers for Medicare and Medicaid Services on Thursday sharply criticized Medicaid as rigid and underperforming, signaling that states will get more leeway to overhaul their programs.

Fla. High Court Blocks Enforcement Of Abortion Delay Law

The Florida Supreme Court reinstated a temporary injunction blocking a state law requiring women to wait 24 hours after an initial doctor's visit before obtaining an abortion, ruling Thursday that the abortion rights groups had shown they would likely succeed on the merits.

TRANSPORTATION & INFRASTRUCTURE

Uber Looks To Consolidate 4 Suits By Boston Taxi Cos.

Uber Technologies Inc. on Thursday asked a Massachusetts federal court to consolidate four cases brought by 265 local taxi companies accusing Uber of operating illegally in Boston and competing unfairly by not complying with local taxi ordinances.

New Jersey Attorney General's Office

Office of Surface Mining Reclamation and Enforcement

Port Authority of New York & New Jersey

Securities and Exchange Commission

Shoshone-Bannock Tribes

Small Business Administration

Social Security Administration

Standing Rock Sioux Tribe

U.S. Air Force

U.S. Army

U.S. Attorney's Office

U.S. Consumer Product Safety Commission

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Housing and Urban Development

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Supreme Court

Washington Attorney General's Office

Long-Term Surface Transpo Funding Fix Needed, Says GAO

The Government Accountability Office said Wednesday that Congress' failure to lock down a sustainable long-term plan to pay for U.S. surface transportation upgrades continues to be a "high-risk" public policy area that lawmakers must tackle.

NJ Judge Again Finds Probable Cause In Christie GWB Case

A New Jersey judge on Thursday again found probable cause in an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over politically motivated lane closures at the George Washington Bridge, sending the matter to prosecutors who have already said they won't pursue charges against the governor.

Port Authority OKs \$32.2B Capital Plan For Transpo Projects

The Port Authority of New York & New Jersey on Thursday signed off on a \$32.2 billion, 10-year capital plan, advancing plans to fund a new bus terminal on Manhattan's west side, the long-awaited third tunnel under the Hudson River, and the ongoing redevelopment of LaGuardia Airport.

INSURANCE

House Lawmakers Seek Clarity On US-EU Insurance Pact

A U.S. House panel on Thursday pressed for more clarity on a new bilateral agreement between the U.S. and European Union designed to place insurers and reinsurers in the two jurisdictions on equal footing, as regulators and insurance trade groups presented wildly divergent views on the pact.

EMPLOYMENT

Wash. High Court Rebuffs Florist's Same-Sex Objections

A Washington florist who refused to serve a same-sex wedding, citing religious objections, violated state anti-discrimination laws and is not protected by the First Amendment, the Washington Supreme Court unanimously ruled Thursday.

Ill. Must Keep Paying Workers In Budget Impasse, Judge Says

State workers in Illinois will continue to get paid through the state's historic budget impasse now that a St. Clair County judge on Thursday denied Attorney General Lisa Madigan's request to halt the paychecks of 63,000 employees until lawmakers and the governor approve a budget.

2 Dems Offer Trump Road Map To Revamp NAFTA

Two House Democrats extended an olive branch to President Donald Trump on Thursday by offering to help him renegotiate the North American Free Trade Agreement, laying out a road map that would increase the deal's labor and environmental rules and do away with its controversial arbitration panels.

Trump Picks Former US Attorney Acosta To Lead DOL

President Donald Trump on Thursday tapped law school dean R. Alexander Acosta — a former U.S. attorney for the Southern District of Florida, one-time National Labor Relations Board member and the first Hispanic to ascend to the top of the U.S. Department of Justice's Civil Rights Division — to serve as secretary of labor.

Ill. Village Asks 7th Circ. To OK 'Right-to-Work' Rule

The Illinois community whose right-to-work ordinance was struck down by a federal judge last month appealed to the Seventh Circuit this week, arguing that the January decision runs afoul of a Sixth Circuit decision that allowed the

union-weakening statute for counties in Kentucky.

COMPETITION

Gas Station Chain Sues NJ Over Fuel Price Law

Gas station chain Speedway LLC has filed a lawsuit alleging New Jersey's law prohibiting below-cost vehicle fuel sales is unconstitutional because it violates the common-law right to sell goods at any price upon which the retailer and purchaser agree.

PRIVACY & CONSUMER PROTECTION

Calif. Judge Calls Law On Actors' Ages A Free Speech Threat

A California federal judge sided with IMDb.com in a hearing Thursday over a state law forcing the website to remove actors' ages on request, saying the law appeared to violate constitutional free speech protections so clearly that he didn't even need to hear IMDb's arguments for a stay.

CFPB Wins Full DC Circ. Review Of Leadership Ruling

The D.C. Circuit on Thursday granted a request from the Consumer Financial Protection Bureau for a full-panel rehearing of an October decision that ruled the federal consumer finance watchdog's structure unconstitutional.

PRODUCT LIABILITY

Missouri AG Lays Egg Law Appeal In Supreme Court

Missouri Attorney General Josh Hawley said Thursday he has appealed to the U.S. Supreme Court to pluck off a California law that prohibits the sale of eggs from chickens living in conditions that don't meet the Golden State's strict regulations.

GOVERNMENT CONTRACTS

F-35 Program Chief Says Costs Set To Drop Further

Costs of the F-35 fighter jet could soon drop by more than 15 percent, program chief Lt. Gen. Christopher Bogdan told lawmakers Thursday while also confirming that the CEO of Boeing Co. maker of a rival jet, had sat in on a call between President Donald Trump and Bogdan to discuss the program.

INTERNATIONAL TRADE

Chinese Cos. Say Commerce Used Wrong Cost Surrogate

A pair of Chinese chemical companies hit the U.S. Department of Commerce with a U.S. Court of International Trade lawsuit Wednesday, accusing the agency of imposing anti-dumping margins where there'd been none before and using the wrong country as a surrogate for costs.

Dems Leverage Trade Policy In Battle Over Trump's Finances

Democratic lawmakers introduced new legislation Thursday requiring the president to disclose any and all foreign commercial ties before pursuing trade initiatives, tethering the fight over President Donald Trump's finances to one of his signature policy issues.

TAX

'Cultural Services' Tax Exemption Up To EU Members: Court

A European Court of Justice panel dealt a blow to state-recognized "cultural bodies" Wednesday in holding that the British Film Institute isn't automatically entitled to an exemption from the United Kingdom's value added tax on its film screening tickets.

MEDICAL MALPRACTICE

Fla. Supreme Court Declines To Adopt Daubert Standard

The Florida Supreme Court declined Thursday to adopt a measure to bring state court standards for the admissibility of expert witnesses in line with federal courts, over concerns that doing so would undermine the right to a jury trial and inhibit access to the courts.

IMMIGRATION

Senate Bill Will Target Trump's Sanctuary City Order

A group of senators is taking aim at President Donald Trump's executive action targeting internal immigration enforcement that would pull funds from so-called sanctuary cities, Sen. Catherine Cortez Masto, D-Nev., announced on Thursday.

Trump Slams 9th Circ. As Court In 'Chaos,' 'Turmoil'

President Donald Trump slammed the Ninth Circuit on Thursday as a court in "chaos" and "turmoil," claiming at a news conference that the court has been overturned by the Supreme Court "at a record number," a record that's actually held by the Sixth Circuit, according to a recent Politifact study.

Reps. Oppose Extra Layer Of Screening At Canada Border

Six Northern Border Caucus members have cautioned U.S. Department of Homeland Security Secretary John Kelly against a proposal in President Donald Trump's immigration ban that calls for additional screening for U.S.-bound travelers, saying any new security measures along the Canadian border should be coordinated between the two countries.

NATIVE AMERICAN

Sioux Official, Dakota Access Exec Trade Blows Over Pipeline

A Standing Rock Sioux Tribe official and an executive for the Energy Transfer Partners unit behind the Dakota Access pipeline gave dueling accounts of the history of the project to a House subcommittee on Wednesday, as the tribe battles a recent federal decision that paves the way for its completion.

Idaho Tribes Slam Bill To Shut Down Gambling Machines

The Shoshone-Bannock Tribes on Wednesday slammed a bill proposed in the Idaho House of Representatives that would ban tribal video gaming machines in the state, saying the bill would illegally change their deal with Idaho to conduct gambling and likely violate the state constitution.

TELECOMMUNICATIONS

Telco Stripped Of Lifeline Eligibility Asks FCC For More Time

One of the companies stripped by the new Federal Communications Commission of its federal designation to provide Lifeline broadband service for low-income consumers has pushed the FCC to delay the move or risk that thousands of enrolled consumers may not be able to find another provider in time, according to a filing made public Thursday.

Comcast Lobbies FCC To Revive UHF Ownership Limit Break

Cable giant Comcast has pressed the Federal Communications Commission to reverse course from an Obama-era move dropping a break for UHF station owners, asking the new FCC to return to a less stringent media ownership restriction, according to a filing Thursday.

EXPERT ANALYSIS

In Retrospect

Relearning The Lessons Of Korematsu's Case

Fred Korematsu's U.S. Supreme Court case challenging President Franklin Roosevelt's executive order that led to the incarceration of approximately 120,000 people of Japanese ancestry may sound like ancient history. However, Feb. 19 marks the 75th anniversary of the order's signing, and that it's celebrating its diamond anniversary now is breathtaking timing, says Randy Maniloff of White and Williams LLP.

CPSC Civil Penalties: A Statistical Analysis

In 2015, U.S. Consumer Product Safety Commission Chairman Elliot Kaye announced that he had directed CPSC staff to seek "double-digit" penalties from companies found to be in violation of the Consumer Product Safety Act. Kaye appears to have accomplished his stated goal — a statistical analysis of agency fines shows that companies are being punished more severely than before, says Jonathan Judge of Schiff Hardin LLP.

How A General Counsel Should Think About AI: Part 2

General counsels face the challenging task of understanding how companies can navigate the rules surrounding uses of artificial intelligence. To get smart on AI, general counsels must ask the right questions about areas such as human resources, intellectual property, liability and insurance, say Bruce Heiman and Elana Reman of K&L Gates LLP.

LEGAL INDUSTRY

Gorsuch Nomination Hearings To Kick Off In March

Opening statements in a hearing on Judge Neil Gorsuch's nomination to the U.S. Supreme Court will begin on March 20, with questioning of the associate justice-designate commencing

the following day, Senate Judiciary Committee Chairman Chuck Grassley said Thursday.

Analysis

ABA Attorney Ad Rule Revamp Picks Up Steam

With lines drawn in an emerging debate at the American Bar Association over attorney ad and client solicitation rules, advocates and opponents of a proposed plan to dramatically streamline the model regulations agree that it's now less a question of if changes are coming than what form they will take.

Law360's Weekly Verdict: Legal Lions & Lambs

Jones Day snagged this week's top legal lion spot after the law firm one-upped long-time winner Skadden Arps Slate Meagher & Flom LLP on a list of the most recognized U.S. law firm brands while O'Melveny & Myers LLP's week wasn't as sweet after client Google was hit with a \$20 million verdict in a suit over malware protection patents.

Dewey Ex-Finance Head Says Accounting Fix Was Wrong

The former international finance director at Dewey & LeBoeuf LLP testified in Manhattan criminal court on Thursday that one of two ex-Dewey executives facing a fraud retrial asked her to make accounting entries she thought were improper.

NY Needs Fresh Look At Judiciary System, State Bar Says

The New York State Bar Association believes that heavy caseloads and an excessive number of trial courts create a complex and inefficient judicial system in the state, saying in a report Thursday that these issues should be addressed if voters decide this November to hold a constitutional convention in 2019.

JOBS

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From: Public Policy Law360
Sent: Wednesday, February 22, 2017 5:14 AM
To: Rep93
Subject: New EPA Chief Pledges To Change Regulatory, Legal Practices



PUBLIC POLICY

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Wednesday, February 22, 2017



TOP NEWS

New EPA Chief Pledges To Change Regulatory, Legal Practices

U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday emphasized his desire to work collaboratively with career EPA staff and his intention to depart from regulatory and litigation tactics he said sideline industry and state interests.

Incoming Deputy AG Brings High-Profile Criminal Experience

Incoming Deputy Attorney General Rod Rosenstein has spent 90 percent of his career on federal criminal matters including high-profile government misconduct cases, according to materials he provided a Senate panel on Friday.

ABA's Gorsuch Rating Due Out Before Confirmation Hearings

The American Bar Association will release its laborious evaluation of U.S. Supreme Court nominee Neil Gorsuch before his confirmation

LAW FIRMS

Arnold & Associates
Baker Botts
Chadbourne & Parke
Clifford Chance
Cooper & Kirk
Dentons
Dinsmore & Shohl
Gibson Dunn
Goldstein & Russell
Goodwin
Haglund Kelley LLP
Herbert Smith Freehills
Hogen Adams
Husch Blackwell
Keller and Heckman
Kennyhertz Perry
Latham & Watkins
Mauck & Baker
Mayer Brown

hearings kick off on March 20, handing senators a powerful factor for evaluating whether to promote the Tenth Circuit judge to the nation's top bench.

DHS Releases Guidance On Immigration Executive Orders

The U.S. Department of Homeland Security issued memos Tuesday implementing two executive orders from President Donald Trump related to immigration, with the agency laying out the administration's expanded enforcement targets, calling for more officers and suggesting new policy is coming on expedited removals.

Dems Want Trump To Endorse Currency Manipulation Bill

A trio of House Democrats have asked President Donald Trump to go beyond executive action and create tariffs against foreign currency manipulators.

Analysis

Top 4 Groups Lobbying The FCC

As Federal Communications Commission Chairman Ajit Pai approaches one month into his chairmanship, industry stakeholders have begun lobbying the new FCC, advocating on issues such as how to distribute universal service funds and make way for 5G infrastructure. Here, Law360 looks at the top four groups that have filed ex partes in the last month.

Ill. High Court OKs Exception To Untimely Agency Reviews

The Illinois Supreme Court on Friday ruled that a decision from an administrative agency can be appealed, even if the appeal is late, in instances where the agency violated due process.

New Bill Targets Warrantless GPS Tracking, Stingrays

A bipartisan bill introduced in both houses of Congress on Wednesday would bar the tracking

Morgan Lewis
Munsch Hardt
Norton Rose Fulbright
Perkins Coie
Ropes & Gray
Shulman Rogers
Sidley Austin
Simmons & Simmons
Squire Patton Boggs
Stradley Ronon
Tucker Law Group
Weil Gotshal
Weiner Brodsky

COMPANIES

AT&T Inc.
American Academy of Pediatrics
American Bar Association
American Civil Liberties Union
American Federation of State,
County and Municipal Employees
American Psychological
Association
Apple Inc.
Caterpillar Inc.
Center for American Progress
Center for Biological Diversity Inc.
Delta Air Lines Inc.
Dow Chemical Co.
Facebook
Florida Immigrant Coalition
GLC Business Services Inc.
General Electric Company
Google Inc.
Koch Industries Inc.
Microsoft Corporation
Murray Energy Corp.
National Immigration Law Center
New York Times Co.

of a person using GPS technology without permission or a warrant — particularly law enforcement use of stingray technology that tricks phones into transmitting location information to a third party.

BANKING & SECURITIES

Kan. Stock Promoter Says 10th Circ. Order Blocks SEC Case

A stock promoter filed a lawsuit in Kansas federal court on Tuesday seeking to halt a U.S. Securities and Exchange Commission administrative proceeding against him, saying the judge overseeing his case has already been deemed to violate the U.S. Constitution by the Tenth Circuit.

ENERGY & ENVIRONMENTAL

Virginia's Uranium Mining Ban Upheld By Fourth Circuit

The Fourth Circuit on Friday upheld a lower court's dismissal of a uranium company's lawsuit seeking to overturn a Virginia law banning uranium mining, deciding that there is nothing in the federal Atomic Energy Act that preempts the state from establishing such a moratorium.

GOP Reps Ask EPA To Extend Mining Rule Comment Period

A trio of Republican committee chairmen in the House asked the U.S. Environmental Protection Agency on Friday to extend the comment period on a proposed rule that would require participants in the hardrock mining industry to show they can cover the costs of environmental hazards stemming from their operations.

Timber Co. Fights Obama Expansion Of Oregon Monument

A timber company on Friday challenged former President Barack Obama's proclamation that expanded the Cascade-Siskiyou National Monument, arguing in Oregon federal court that

North American Electric Reliability Corp.

PHH Corporation

Planned Parenthood Federation

Raytheon Company

Tax Foundation

Texas Medical Association

Texas Rangers

The Boeing Company

Twitter Inc.

United States Telecom Association

Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Land Management

Central Intelligence Agency

Consumer Financial Protection Bureau

Department of Commerce

European Commission

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Housing Finance Agency

Federal Reserve System

Federal Trade Commission

Financial Crimes Enforcement Network

Illinois Supreme Court

Immigration and Customs Enforcement

Lac du Flambeau Band of Lake Superior Chippewa Indians

National Aeronautics and Space Administration

National Labor Relations Board

the protectionist move conflicted with a congressional decision mandating that some of the land be used for logging.

EPA Can't Second-Guess Texas Ozone Plan, 5th Circ. Told

The U.S. Environmental Protection Agency wrongly rejected Texas' plans to address cross-state emissions in meeting 2008 national ozone standards and trampled over the Lone Star State's authority under the Clean Air Act in imposing a federal substitute, Texas officials told the Fifth Circuit on Friday.

EU Nearing Decision On Extending China Solar Panel Duties

The European Commission is close to drawing its final conclusion regarding extended duties on Chinese solar panels, a commission representative told Law360 on Tuesday.

Enviros Say USFS Ignored Logging Project's Owl Impacts

Environmentalists have asked a California federal judge to stop a U.S. Forest Service-approved logging operation they say harms critical California spotted owl habitat in the state's Tahoe National Forest.

EPA Urges 4th Circ. To Undo Coal Jobs Analysis Order

The U.S. Environmental Protection Agency on Tuesday asked the Fourth Circuit to overturn a federal judge's decision that compels the agency to evaluate the consequences of its air pollution regulations on jobs, arguing there was no Clean Air Act violation that warranted such a remedy.

HEALTH & LIFE SCIENCES

Texas Justices Let Challenge Of Chiropractic Rules Proceed

A Texas appellate court on Friday gave the Texas Association of Acupuncture and Oriental Medicine another shot at challenging the validity

National Security Agency
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Securities and Exchange Commission
Texas Health and Human Services Commission
Texas Legislature
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court

of two provisions in the Texas Board of Chiropractic Examiners administrative rules that it believes are invalid because they allow chiropractors to practice acupuncture.

HealthCare.gov Deletions 'Trumpcare By Sabotage,' Dems Say

Leading Democrats from the U.S. Senate committees on Health, Education, Labor and Pensions and Finance on Friday demanded answers from the U.S. Department of Health and Human Services' newly confirmed secretary about why a breakdown of the Affordable Care Act's benefits was removed from HealthCare.gov.

MEDIA & ENTERTAINMENT

Philly Controller Escapes 'Slush Fund' Slander Suit

A Pennsylvania state court judge on Tuesday threw out a lawsuit accusing Philadelphia's city controller of defaming a former city official with remarks about a so-called slush fund in which money primarily from the Philadelphia Marathon was used to pay for pet projects of former Mayor Michael Nutter.

INSURANCE

Ill. Gay Conversion Therapy Ban Exempts Pastors, Judge Says

A coalition of Illinois pastors is claiming victory in its suit over a state law banning conversion therapy for gay youth, saying even though a federal judge tossed the suit on Wednesday, the ruling more or less amounts to what they'd sought in the first place: an order declaring pastors exempt from the law.

EMPLOYMENT

August NLRB Order Restored Discipline Analysis, GC Says

The National Labor Relations Board general counsel's office has penned an advice memo

clarifying the precedent set by an August board decision, saying that businesses must bargain with unions over certain types of serious discipline between the time a bargaining unit is certified and a bargaining agreement is signed.

Iowa Union Sues To Block Collective Bargaining Law

A union representing public sector employees in Iowa filed suit Monday challenging the state's sweeping new law curtailing collective bargaining rights for most public workers, calling it a "draconian" measure that would make it harder for state workers to receive or maintain union representation.

PRIVACY & CONSUMER PROTECTION

EU Regulators Lay Out Plan For Tackling Privacy Shield Rows

Europe's data protection regulators on Monday rolled out a plan for addressing consumer complaints that arise under the new Privacy Shield pact that allows multinationals to transfer data between the EU and U.S., saying at least three authorities would be charged with weighing in on disputes within 60 days.

Mortgage Servicer Rips Efforts To Intervene In CFPB Review

A mortgage servicer that convinced a D.C. Circuit panel that the Consumer Financial Protection Bureau's structure is unconstitutional asked the full court on Friday to reject a bid by advocacy groups, state attorneys general and members of Congress to let them fight the suit if President Donald Trump's Justice Department stops defending against it.

Trump Taps Lt. Gen. McMaster As National Security Adviser

President Donald Trump announced Monday that he has selected Army Lt. Gen. H.R. McMaster as national security adviser, a post that was left empty after Michael Flynn resigned

amid fallout from his dealings with Russian officials.

GOVERNMENT CONTRACTS

Air Force Leaders Urge Congress To Pass Spending Bill

The U.S. Air Force's top civilian and military leaders urged Congress on Monday to pass a defense appropriations bill before the end of fiscal year 2017, saying the use of another continuing resolution through to the end of the year would significantly hurt operational readiness and limit needed improvements.

Texas Barred From Cutting Planned Parenthood Funding

A federal judge on Tuesday barred the state of Texas from pulling Medicaid funds from Planned Parenthood-affiliated clinics, saying the secretly recorded videos the Lone Star State held up as evidence that the clinics were profiting from selling aborted fetal tissue did not actually support the state's claims.

GSA Watchdog Criticizes Tech Unit's IT Security Compliance

A U.S. General Services Administration watchdog on Tuesday criticized the GSA's "startup" unit aimed at improving federal technology, 18F, saying it routinely ignored GSA security requirements for both the procurement and operation of information technology systems.

TAX

CEOs Mobilize To Back Border Adjustment Tax

Chief executives from 16 companies wrote congressional leaders Tuesday in praise of a GOP proposal to dramatically change the U.S. corporate tax code, urging the lawmakers to act boldly in rewriting it.

IMMIGRATION

Senator Questions Border Electronics Searches

A U.S. senator on Monday questioned the government's authority to collect information from people detained at U.S. borders in response to media reports that U.S. Customs and Border Protection officers may be asking for cell phone passcodes and social media handles.

Calif. Judge Lets Halt On Travel Ban For Visa Holders Lapse

A California federal judge on Tuesday declined to extend a temporary restraining order blocking parts of President Donald Trump's immigration ban, saying the TRO's goals had been met and new relief sought by Yemeni immigrants in an amended suit would allow those without visas to "cut in line."

Miami-Dade Nixes Protections For Undocumented Immigrants

The Miami-Dade Commission on Friday voted to uphold an order by the county's mayor eliminating protections from U.S. Customs and Immigration Enforcement detainer requests for undocumented immigrants, despite hundreds of people showing up to express their concern and disapproval.

NATIVE AMERICAN

Ex-Tribal Employees' Gender Bias Claims Tossed

A Wisconsin federal judge on Tuesday tossed suits alleging gender bias and retaliation from two former employees of the Lac du Flambeau Band of Lake Superior Chippewa Indians, ruling that they failed to state a claim and the tribe had sovereign immunity against the suits.

TELECOMMUNICATIONS

FCC Was Right To Drop Set-Top Box Plan, Legislator Says

Rep. Yvette D. Clarke, D-N.Y., has praised a move by the new Federal Communications Commission head to pull back on an Obama-era plan to open up competition in the set-top box market.

AT&T Urges FCC To Nix 'Cadillac' Broadband Expansion Goals

The Federal Communications Commission should seek to fund broadband expansion in as many geographic areas as possible rather than prioritizing high speeds, AT&T said Tuesday, or else consumers in harder-to-reach areas will get left behind.

Group Blasts Industry Move Against FCC Transparency Rules

Broadband providers are inappropriately seeking to evade stepped-up transparency rules under an exemption meant for small providers, an open internet advocacy organization warned the Federal Communications Commission in a filing made public Friday, saying that their request for broad relief for all providers would effectively kill the rules.

EXPERT ANALYSIS

2-For-1 Executive Order Leaves OMB To Work Out Details

While President Donald Trump's recent executive order reducing regulations may seem appealing in its simplicity, the White House has provided agencies with little guidance on its implementation, instructing them to call the Office of Management and Budget with questions. Yet the OMB's ability to provide answers will be impaired by a lack of clear legal standards, say Laurence Platt and Joy Tsai of Mayer Brown LLP.

A Look At DOJ's New Guidance On Compliance Programs

New guidance from the U.S. Department of Justice's Fraud Section puts chief compliance

officers on notice about how the adequacy of their companies' compliance programs is evaluated by prosecutors, say attorneys with Morgan Lewis & Bockius LLP.

How The GDPR Will Impact Life Sciences And Health Care

The European Union's General Data Protection Regulation will considerably increase the sanctions and penalties that can be imposed on organizations that breach its requirements. The implications for organizations operating in the life sciences and health care sectors are likely to be particularly far-reaching, say attorneys with Ropes & Gray LLP.

Legal Pot Industry Bugged By Lack Of Pesticide Guidance

Marijuana cultivation suffers from the same pest and disease pressure as any large commercial greenhouse operation. However, the circumstance unique to this setting is that any use of a pesticide in the cultivation of marijuana is a violation of federal law, says Telisport Putsavage of Putsavage PLLC.

The Quadrennial Energy Review And Grid Security

The most recent installment of the U.S. Department of Energy's Quadrennial Energy Review includes a number of recommendations for physical and cybersecurity protection of the nation's power infrastructure. Although the report recommends developing and implementing "necessary" security measures, it provides limited details in some areas, and does not identify revenue sources for some initiatives, say attorneys from Husch Blackwell LLP.

LEGAL INDUSTRY

Norton Rose Fulbright Inks Deal With Chadbourne

Norton Rose Fulbright and New York-based Chadbourne & Parke LLP will merge in the

second quarter of this year, the firms announced Tuesday.

BigLaw Cost Pressures Fueling Middle East Exits

At least eight BigLaw outposts in the Middle East have been shuttered since 2015, a trend experts say is simply one symptom of the global push by law firms to make ends meet as demand falters and the costs of doing business continue to rise.

Sidley-Authored Report On 9/11-Era Torture Defamatory: Suit

A group of psychologists accused a Sidley Austin LLP attorney of crafting a report for the American Psychological Association that unfairly laid the blame on them for interrogation tactics used by the U.S. military after the 9/11 attacks, saying in an Ohio suit that he ignored evidence and bolstered a story by the doctors' critics.

US Law Firm Expansion Follows The Money, Report Says

Law firms tend to enter regions experiencing rapid growth in emerging corporate sectors by attempting to lure away key partners from other firms, while the days of large regional firms catering to businesses in specific geographic areas are gone, a recent paper said.

Munsch Hardt Co-Founder Dies In Australian Plane Crash

Munsch Hardt Kopf & Harr PC on Tuesday confirmed that one of its founding partners, noted bankruptcy and banking attorney Russell Munsch, was among those killed in a fatal plane crash in Melbourne, Australia, on Monday.

JOBS

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Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

From: Ohio Arts Council

Sent: Thursday, February 23, 2017 1:04 PM

To: Rep93

Subject: February 📧 Arts Advocacy, Deadlines, & Webinars

Keep an eye on upcoming grant deadlines, past webinars now available online, and an important message on advocacy.

[View this email in your browser](#)

Share your story with #ArtsOhio



VALUE OF THE ARTS & IMPORTANCE OF ADVOCACY

It's that time of year when we begin to plan for National Arts Advocacy Day on March 20-21 in Washington, DC. It's always important to tell our stories of the economic, educational, and cultural value of the arts, but with a new president and Congress in place, it's especially critical that we communicate the value of federal funding for arts and culture through the National Endowment for the Arts (NEA) – and its direct impact on Ohio's arts and cultural communities.



KEEP READING DONNA'S MESSAGE



OHIO POETRY OUT LOUD EXPANDS REGIONALLY

Semifinals are underway in six regions of the state! Meet the *POL* partners near your community and wish the students good luck before the State Finals on March 4.

MEET OUR PARTNERS



MARCH 28 WEBINAR WITH ARTS MIDWEST

Join us to discover funding and learning opportunities with Arts Midwest, including the Arts Midwest Booking and Education Conference and the Arts Midwest Touring Fund.

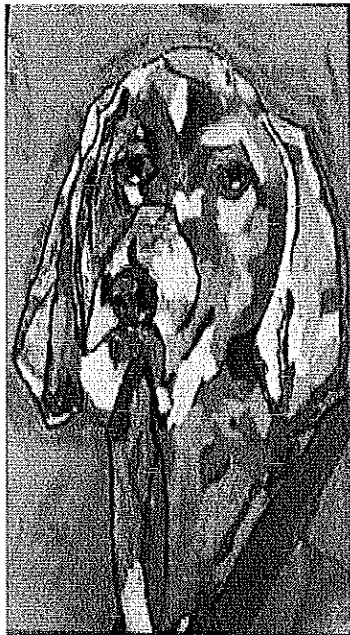
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SUBSCRIBE NOW



SPOTLIGHT: FEATURED ARTISTS AT THE OHIO GOVERNOR'S RESIDENCE

This season's Spotlight exhibition with Ohio First Lady Karen W. Kasich features artwork that inspires and thrives through the creativity of artists with disabilities. In a collaboration with [VSA Ohio](#), the artwork of 17 artists from seven organizations across the state will be on display at the [Governor's Residence](#) until May 2017. Visit oac.ohio.gov/spotlight to view the complete brochure.

MARCH 1

- [Arts Access](#) | General Operating Support for Small Organizations
- [ArtsNEXT](#) | Funding for Bold, Groundbreaking Projects

APRIL 3

- [ArtSTART](#) | General Project Support for Organizations
- Reminder for Sustainability Grantees: Year 3 Updates Due

CONTACTS: Brianna Dance, Organizational Programs Coordinator, brianna.dance@oac.ohio.gov; and Jim Szekacs, Organizational Programs Coordinator, jim.szekacs@oac.ohio.gov

MARCH 1

- Arts Partnership | Support for Arts Education Projects

CONTACT: Chiquita Mullins Lee, Arts Learning Coordinator, chiquita.mullinslee@oac.ohio.gov

MARCH 15

- Traditional Arts Apprenticeship | Preserving Cultural Heritage through Collaboration
- Heritage Fellowships | Recognizing Ohio Folk and Traditional Artists

CONTACT: Kathy Signorino, Individual Artist Coordinator, kathy.signorino@oac.ohio.gov

Mark Your Calendar

March 4: Ohio Poetry Out Loud State Finals
at the McConnell Arts Center in Worthington

March 20-21: National Arts Advocacy Day in
Washington D.C.

April 5: OAC Spring Board Meeting

April 24: Poetry Out Loud National Finals in
Washington D.C.

May 17: Celebrate Arts Day & Governor's
Awards for the Arts in Ohio in downtown
Columbus

Happening in the OAC Riffe Gallery

Drop-in during lunch for **FREE** workshops
with Melissa Vogely-Woods during
the *Come Along With Me* exhibition. All
levels welcome!

March 8: Poetic text and collage

March 15: Folded book making

March 22: Interactive mail art

March 29: Personal narrative tree project

April 5: Stitched book binding workshop

April 12: Narrative-based collage project

PROFESSIONAL DEVELOPMENT OPPORTUNITY | CAMA Digital Marketing

Bootcamp

Wednesday, March 22, 10 a.m. - 3 p.m. at the Columbus Metropolitan Library (Parsons Branch)

Ceci Dadisman (digital marketer, speaker, nonprofit empowerer) will lead this hands-on, activity-driven session. It will equip you with strategies and methodology on how to best utilize digital marketing and social media for your organization. We'll delve into digital marketing for arts organizations and create a well-rounded and achievable plan for success. You'll learn what platforms have the highest return, how to use them, and how to track the results.

REGISTER ON EVENTBRITE BY MARCH 15 | \$50 Non-CAMA Member Price or \$25 Member Price

Image credits: 1) Ohio POL Partner, Emily Prince, at Stuart's Opera House in Nelsonville; 2) 2015 Arts Midwest Conference in Kansas City, Missouri, photo by Tiffany Rodgers; 3) Carl Loftin, Wimaraner, Acrylic, Summit Developmental Disabilities.



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You are receiving the monthly ArtsOhio newsletter because you signed up on the Ohio Arts Council website, through social media, or in-person at the Ohio Arts Council's Riffe Gallery.

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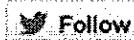
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From: Public Policy Law360
Sent: Friday, February 24, 2017 4:54 AM
To: Rep93
Subject: High Court Confirmation 'Not The Way It Should Be': Ginsburg



Friday, February 24, 2017



TOP NEWS

High Court Confirmation 'Not The Way It Should Be': Ginsburg

The current U.S. Supreme Court confirmation process has grown too partisan, Justice Ruth Bader Ginsburg said Thursday, as the Senate is gearing up for a fight over President Donald Trump's pick for the high court, Tenth Circuit Judge Neil Gorsuch.

BigLaw Partners Uneasy About Trump Judiciary Comments

Members of the legal community including partners at several BigLaw firms on Thursday expressed concern over statements made by President Donald Trump toward federal judges and courts in the aftermath of an order temporarily blocking his immigration ban from seven Muslim-majority countries, saying the remarks could have "grave consequences."

Law Profs Hit Kellyanne Conway With Misconduct Complaint

A group of law professors and ethics experts this week filed a misconduct complaint against President Trump adviser Kellyanne Conway, arguing that a series of false statements she made in TV interviews "brings shame" to the profession.

Analysis

LAW FIRMS

Arnold & Porter Kaye Scholer
Baker Botts
Bancroft PLLC
Berger & Montague
Bradley
Chadbourn & Parke
Cooley
Cozen O'Connor
Crowell & Moring
Davis Wright Tremaine
Edelson PC
Eric M. Bernstein
Finger & Slanina
Ford & Harrison
Greenberg Traurig
Gunster
Gutridge Safier
Harkins Cunningham
Harman Claytor
Holland & Hart
Holland & Knight
Hunton & Williams
Jackson Lewis
Jenner & Block
Johnson & Bell

GOP Faces Pitched Battle As It Looks To Revise ESA

Having seized control of the presidency and both houses of Congress, Republicans are seeking to amend the Endangered Species Act after years of complaints that it stymies development and limits land use. But lawmakers should take note of previous failed attempts to alter the law, as supporters will fiercely fight any changes they see as weakening it, experts say.

Analysis

Trump's Trans Bathroom Access U-Turn May Not Slow EEOC

Although the Trump administration made waves in rescinding an Obama-era directive that transgender public school students be allowed to use the bathroom of their choice, experts say employers shouldn't assume the U.S. Equal Employment Opportunity Commission will take its foot off the enforcement throttle when it comes to transgender rights in the workplace.

Sessions Ditches Obama Policy Curtailing Private Prison Use

Attorney General Jeff Sessions has reversed a U.S. Department of Justice memo from the Obama administration aimed at curtailing use of private prisons by the federal government, according to a memo sent to the federal Bureau of Prisons on Thursday.

Analysis

Tax Reform Possible Despite Border Adjustment Opposition

Despite growing opposition from retailers and within the GOP's own ranks to a tax reform blueprint that would disallow deductions for import costs, experts are hopeful that a compromise going beyond mere tax cuts is possible.

Ginsburg Bemoans Loss Of Core Values At Book Launch

Joseph Greenwald

K&L Gates

Kane Russell

Kessler Topaz

Kutak Rock

Little Mendelson

Lum Drasco

McGuireWoods

Morrison & Foerster

Munger Tolles

Norton Rose Fulbright

Perkins Cole

Schirmer Diaz-Arrastia

Seyfarth Shaw

Shook Hardy

Sidley Austin

Squire Patton Boggs

Sullivan & Worcester

Surovell Isaacs

Williams Montgomery

Winthrop & Weinstine

COMPANIES

AXA SA

American Bar Association

American Civil Liberties Union

American Federation of Labor and Congress of Industrial Organizations

American Federation of State, County and Municipal Employees

Apple Inc.

BTI Consulting Group Inc.

Black Elk Energy LLC

Citizens for Responsibility and Ethics in Washington

Clearing House Payments Co. LLC

Comcast Corporation

America is not going through the best of times, according to Associate Justice Ruth Bader Ginsburg; who said Thursday that the country has started to drift away from some of its core ideals.

Analysis

Fracking Quakes Could Shake Regulatory Ground In Pa.

The first-of-its-kind link that Pennsylvania environmental regulators recently drew between hydraulic fracturing and a string of minor seismic events detected nearly a year ago could be the first step toward increased monitoring requirements and permitting conditions for drillers.

GOP Lawmaker Wants Flynn To Testify Before Senate Panel

Sen. Susan Collins, R-Maine, said Wednesday that former national security adviser Michael Flynn should testify before the Senate Intelligence Committee, which is investigating alleged Russian interference in the U.S. presidential election.

BANKING & SECURITIES

Canadian Securities Watchdog Launches Regulatory Sandbox

Canadian securities regulators on Thursday launched a so-called regulatory sandbox, allowing companies that use innovative technologies and capital-raising techniques to experiment under fewer regulations, spreading an idea that has gained momentum across Europe and Asia.

Robo-Advisers Must Be Mindful Of Advisers Act, SEC Says

The U.S. Securities and Exchange Commission on Thursday said that "robo-advisers" should be mindful of how the Investment Advisers Act applies to them and their relationship with

Corrections Corporation of America
Facebook
Fannie Mae
Federalist Society
First NBC Bank Holding Co.
Freddie Mac
Geo Group, Inc.
Goldman Sachs Group Inc.
Hilcorp Energy Co.
HuffingtonPost.com LLC
International Bar Association
Koch Industries Inc.
Life Technologies Corporation
Mercedes-Benz
MetLife Inc.
Mexican American Legal Defense and Education Fund
NBCUniversal Inc.
National Immigration Law Center
National Public Radio Inc.
New York Times Co.
Nokia Corporation
Novartis AG
Promega Corp.
Public Knowledge
QUALCOMM Incorporated
Royal Dutch Shell PLC
Sierra Club
Sprint Nextel Corporation
Trump Organization Inc.
Universal Health Services Inc.
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Safety and Environmental Enforcement
Centers for Medicare & Medicaid Services

clients since their services are unique from traditional investment advisers.

ENERGY & ENVIRONMENTAL

Sierra Club To Sue EPA For Renewable Fuel Report Absence

The Sierra Club issued a notice of intent to sue the U.S. Environmental Protection Agency on Thursday, saying it had ignored its obligations to analyze the Renewable Fuel Standard by failing to publish an evaluation on air quality or communicate with Congress.

ND, Energy Cos. Ask 8th Circ. To OK \$1.3M Fee In Minn. Row

North Dakota and a coalition of energy companies told the Eighth Circuit on Wednesday that they should receive \$1.3 million in attorneys' fees and costs awarded by a lower court for prevailing in the appeal of a decision invalidating Minnesota's restrictions on out-of-state coal-fired power plants, arguing the figure was justified and mentioning that the other side was sanctioned.

Wood Group To Pay \$9.5M In False Reporting, Explosion Plea

Wood Group PSN Inc. will pay \$9.5 million over allegations of falsely reporting safety inspections and violating the Clean Water Act in connection with the November 2012 explosion at the West Delta 32 offshore facility in the Gulf of Mexico, federal prosecutors said Thursday.

HEALTH & LIFE SCIENCES

Feds To Allow Pre-ACA Policies Through 2018

Federal regulators on Thursday once again granted extra time for consumers to renew health insurance that doesn't fully comply with Affordable Care Act standards, saying the older coverage can run through 2018.

MEDIA & ENTERTAINMENT

Commodity Futures Trading Commission

Congressional Budget Office

Consumer Financial Protection Bureau

Defense Intelligence Agency

Equal Employment Opportunity Commission

European Commission

Executive Office of the President

Federal Acquisition Regulatory Council

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Housing Finance Agency

Federal Reserve System

Federal Trade Commission

Financial Conduct Authority

Financial Stability Oversight Council

Fish and Wildlife Service

Florida State Senate

Government Accountability Office

Internal Revenue Service

National Credit Union Administration

National Labor Relations Board

National Marine Fisheries Service

North Carolina Wildlife Resources Commission

Office of the Comptroller of the Currency

Office of the Federal Register

Oklahoma Corporation Commission

Oregon Department of Justice

Securities and Exchange Commission

Fla. Senate Readies Gaming Bill, But House Has Other Ideas

The Florida Senate Appropriations Committee's passage of a comprehensive gaming bill to the Senate floor on Thursday raised the prospects for long-sought resolutions to multiple industry issues, but those odds looked longer as a House panel backed a proposal that hews to the status quo and rejects expansion.

Oregon Moves Forward On Bill To Revamp Sports Agent Law

Oregon lawmakers are pushing forward with what could be a first-of-its-kind bill that would significantly expand the definition of who is considered an athlete agent beyond those who negotiate contracts and provide college student-athletes with a specific civil remedy for agent misconduct.

EMPLOYMENT

NJ Doesn't Have To Pay For Ex-Election Official's Defense

A New Jersey state appeals court on Thursday found that the state does not have to cover the defense costs of a former county superintendent of elections in a lawsuit alleging retaliation against three workers because the litigation involves supervising employees and not enforcing election laws.

Former Asst. Atty Wants Firing Suit Reheard By 4th Circ.

A former Fairfax County, Virginia, assistant attorney asked the Fourth Circuit Wednesday for a rehearing of its decision upholding a district court's ruling that she could be fired after being elected to the city council, saying the case presents important issues concerning public employees' First Amendment rights.

III. State Worker Union Members Approve Strike If Needed

Seminole Tribe of Florida
Texas Department of Public Safety
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Supreme Court

Illinois' largest public employee union on Thursday announced that its voting members overwhelmingly authorized a strike, should the bargaining committee of AFSCME Council 31 decide to call one in its months-long struggle with Gov. Bruce Rauner over a new contract.

PRIVACY & CONSUMER PROTECTION

Trans Student Presses Bathroom Fight Despite Trump Letter

Transgender student Gavin Grimm pressed on with his challenge of a policy barring him from using the boys' bathroom at his high school on Thursday, telling the U.S. Supreme Court that the Gloucester County School Board rule violates the plain text of Title IX, a day after the Trump administration rescinded Obama-era guidance on trans rights in schools.

Arkansas Supreme Court Strikes City's LGBT Protections

The Supreme Court of Arkansas on Thursday struck down a city ordinance that banned discrimination based on sexual orientation or gender identity, but refused to address whether the state's law stripping local governments of the ability to protect LGBT rights is constitutional.

INTERNATIONAL TRADE

FTC Chair To Take On Job Licensing With New Task Force

The new acting chairwoman of the Federal Trade Commission launched a task force Thursday to tackle state and local licensing requirements that have proliferated in recent years for everyone from hairdressers and makeup artists to interior designers, a new initiative designed to pare down on "dubious" and "ridiculous" requirements threatening economic growth.

TAX

Mnuchin Shares GOP's Optimistic Timeline For Tax Reform

Treasury Secretary Steven Mnuchin exhibited the same ambition as House Republicans Thursday when he expressed a commitment to seeing growth-enhancing tax reform, with an emphasis on cuts for the middle class and business, before Congress leaves for its August recess.

IRS Asked To Create Form To Help Shareholder Compliance

An accounting trade group has urged the IRS to create a new income tax form that would compute a shareholder's basis in the stock and debt of a pass-through corporation, saying that in the past, taxpayers have misreported over \$10 million in losses due to a lack of basis.

IMMIGRATION

Oregon Seeks To Join Wash. Challenge To Trump Travel Ban

Oregon wants in on the lawsuit filed by the state of Washington that challenges President Donald Trump's executive order and its travel ban for certain foreign-born individuals, arguing Wednesday that it seeks to ensure that any relief that arises from the case protects the state and its residents.

Groups Aim To Block Trump From Slashing Refugee Numbers

The International Refugee Assistance Project and others asked a Maryland court Wednesday to stop the government from enforcing part of the travel ban executive order that slashed refugee admission numbers, saying the law doesn't allow a president to force a midyear cutback in refugees.

5th Circ. Reinstates Texas Anti-Immigrant Harboring Law

The Fifth Circuit on Thursday reinstated a Texas law that makes it a felony to harbor unauthorized immigrants, lifting an injunction

that had blocked the 2015 law from taking full effect, in a ruling praised by both the state and immigrant advocates.

TELECOMMUNICATIONS

FCC Approves 1st Foreign Co. Broadcast Station Ownership

The Federal Communications Commission for the first time ever has allowed a fully foreign-owned company to take ownership of 15 U.S. radio broadcast stations, in a decision on Thursday that approved a petition to let an Australian couple take on several stations in Alaska and Texas.

FCC Grants Small-Business Relief From Transparency Rules

The Federal Communications Commission's Republican majority voted Thursday to exempt broadband providers with 250,000 or fewer subscribers from stepped-up transparency rules in the 2015 Open Internet Order as the lone Democratic commissioner objected amid questions of how the GOP will deal with broader net neutrality rules.

FCC Pushed To Ensure Stricter Political Ad Disclosure

In a letter to the Federal Communications Commission on Wednesday, a group of 10 Democratic Congress members encouraged the agency to adopt even stricter disclosure rules for TV stations that run political advertisements.

Public Interest Groups Urge FCC Not To Undermine Lifeline

The NAACP, AFL-CIO and Public Knowledge are among a range of public interest organizations that on Thursday pressed the Federal Communications Commission to reverse course on stripping nine Lifeline low-income broadband providers of eligibility to provide service or risk undercutting the goal of connecting the poor.

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ExcelinEd, P.O. Box 10691, Tallahassee, FL 32302

From: Leonard Gilroy
Sent: Monday, January 30, 2017 9:09 AM
To: Rep93
Subject: Pension Reform News - January 2017 - Reason Foundation

To view this email as a web page, go [here](#).



Issue No. 33 - January 2017
Reason Foundation

This newsletter from Reason Foundation's Pension Integrity Project highlights articles, research, opinion, and other information related to public pension challenges and reform efforts across the nation. You can find previous editions [here](#).

In This Issue:

Articles, Research & Spotlights

- [How CalPERS' Lowered Investment Return Assumption Impacts Taxpayers](#)
- [Court Upholds California's Ban on Airtime Purchases](#)
- [New Reports Examine Omaha, Lincoln Pension Liabilities and Risks](#)
- [Simulation Models Illuminate Risks Faced by Public Pension Plans](#)
- [The Role of Governance in the Dallas Police and Fire Pension Crisis](#)

Quotable Quotes on Pension Reform

Contact the Pension Reform Help Desk

Articles, Research & Spotlights

How CalPERS' Lowered Investment Return Assumption Impacts Taxpayers

The board of the California Public Employees Retirement System (CalPERS) sent shockwaves through the Golden State last month when it approved lowering its investment returns assumption from 7.5% to 7.0% over the coming years, a move that revealed the pension plan is billions more in debt than was previously recognized. In the short term, this change is going to mean increased pension contributions for the state and most local governments, which could potentially impact taxpayers through service cuts or tax increases. But as Reason's Leonard Gilroy writes in a recent *Orange County Register* column, there is a silver lining for taxpayers in the long term.

» [FULL ARTICLE](#)

» [return to top](#)

Public Workers Can Get Pensions Only for Time They Actually Worked, Court Rules

A California appellate court upheld the provisions of a state pension reform law enacted in 2011 that eliminated so-called "airtime purchases," where public workers were able to boost their pensions by purchasing an additional five years of service time without having to actually work for those years. Taken together with a separate ruling last year upholding Marin County's elimination of pension spiking, Reason.com reporter Eric Boehm writes that the new ruling can be seen as part of a developing trend of courts taking a skeptical look at the so-called "California Rule."

» [FULL ARTICLE](#)

» [return to top](#)

New Reports Examine Omaha, Lincoln Pension Liabilities and Risks

Nebraska's municipalities are somewhat of an outlier nationally as most cities and counties across the state offer either a cash balance plan or defined contribution plan to public sector workers. Two striking exceptions to this are the cities of Omaha and Lincoln, each of which offers defined benefit retirement plans for public safety workers. Omaha runs a defined benefit plan for its civilian employees too (though new hires for the next few years are being offered a cash balance plan as a part of a collective bargaining agreement).

Unfortunately, Omaha and Lincoln are not exceptions when it comes to the accumulation of unfunded pension liabilities. Combined, the two cities report about \$920 million in unfunded liabilities—but, using more realistic assumptions, they are likely facing around \$2.2 billion in pension debt. This is one of the findings from two policy studies that Reason co-published this month with the Nebraska-based Platte Institute. Using actuarial analysis, the Lincoln report also shows that unfunded liabilities in the city's public safety pension fund are likely to quadruple over the next 20 years if there are no changes to plan assumptions and recent patterns persist. The Omaha report also includes a forecast that shows within the next two decades the city will probably be paying more than 50 cents for every dollar in salary to cover increasing unfunded liability amortization payments.

» [STUDY: Pension Debt: The Billion Dollar Problem Still Threatening Omaha](#)

» [STUDY: Pension Debt: The Still Unsolved Problem Threatening Lincoln](#)

» [return to top](#)

Simulation Models Illuminate Risks Faced by Public Pension Plans

Last year, the Rockefeller Institute of Government released a paper showing how underfunding risks are significantly increased through funding practices commonly employed by public pension plans, such as high discount rates and long open amortization periods. Rockefeller is back with a new report that, according to Reason's Truong Bui, helps answer how investment risks translate to volatility in funded ratios and contribution rates, and how specific assumed return rates and investment practices are related to this process of investment risk and volatility.

» [FULL ARTICLE](#)

» [return to top](#)

The Role of Governance in the Dallas Police and Fire Pension Crisis

There are several factors influencing the declining solvency of the Dallas Police & Fire Pension System (DPFP), including risky investments, generous DROP returns, and large lump-sum withdrawals. Further complicating the situation,

Dallas Mayor Mike Rawlings recently requested an investigation of potential unspecified criminal activities conducted by previous DPFP administrators. In a new blog post, Reason's Anil Niraula writes that the actual causes behind the plan's misfortunes apparently go far deeper than any possible past criminality and point directly to the way the retirement system is governed.

» [FULL BLOG POST](#)

» [return to top](#)

Quotable Quotes on Pension Reform

"In an overall portfolio context, the return for a simple 60% world equity and 40% U.S. aggregate bond portfolio [in 2017] is expected to be in the neighborhood of 5.5% to 6.0%, roughly 75 basis points below our 2016 assumptions. Volatility forecasts are also marginally higher."

—Anne Lester, head of retirement solutions for J.P. Morgan's global investment management solutions group, quoted in John Manganaro, "[Long-Term Return Assumptions Reduced Again for 2017](#)," Plansponsor.com, January 10, 2017.

"All models developed in 2016 indicated a likelihood of 35 percent or less of actual long-term future average returns meeting or exceeding 7.6 percent."

—Florida Department of Management Services' annual report on the financial status of the state pension system (which lowered its assumed rate of return to 7.6 percent in October 2016), quoted in News Service of Florida, "[Projected pension returns could be too rosy, report says](#)," *Orlando Sentinel*, January 5, 2017.

"It was an unsustainable feature. [...] What they turned it into was an investment strategy and guaranteed themselves a return that is unheard of."

—Dallas, TX City Manager A.C. Gonzalez on the Dallas Police & Fire Pension System's historical policy of guaranteeing 8-10% annual interest on the balances in individuals' deferred retirement option plans (DROP), quoted in Tanya Eiserer, "[Dallas Police and Fire pension members may have to pay back funds](#)," WFAA.com, January 5, 2017.

"We're not on the brink of running out of money. But what we are is at a much

higher risk profile than we're comfortable with. That's not just a risk for members. That's a risk for employers, that's a risk for taxpayers, that's a risk for Colorado communities."

—Greg Smith, Colorado Public Employee Retirement Association executive director, quoted in, Brian Eason, "PERA at risk of insolvency if another recession comes, director says," *The Denver Post*, January 20, 2017.

"Providing DB benefits is expensive, and any time you backload pay (for you or someone else), it is tempting to not put enough money aside. The combination of high cost and bad incentives is what killed the pension plan. Or, it was ERISA, which forced pension plans to account for the cost and fund pensions properly. It is telling that the only industry where [pensions] are still common is the one not subject to ERISA, state and municipalities. Don't blame the 401(k) for the fact you don't have a DB plan!

And DB plans are risky. Risk is one reason why they are so expensive for employers. Moving a stream of income from today into the future is expensive to insure."

—Allison Schrager, "If liking 401(k) accounts is wrong, I don't want to be right," Allison's Ode to the Second Moment (e-newsletter), January 9, 2017.

» [return to top](#)

Contact the Pension Reform Help Desk

Reason Foundation's Pension Reform Help Desk provides information and technical resources for those wishing to pursue pension reform in their states, counties and cities. Feel free to contact the Reason Pension Reform Help Desk by e-mail at pensionhelpdesk@reason.org.

» [return to top](#)

Follow the discussion on pensions and other governmental reforms at [Reason Foundation's website](#) or on Twitter ([@ReasonReform](#)). As we continually strive to

improve the publication, please feel free to send your questions, comments and suggestions to leonard.gilroy@reason.org.

Leonard Gilroy
Senior Managing Director, Pension Integrity Project
Reason Foundation

Anthony Randazzo
Managing Director, Pension Integrity Project
Reason Foundation

This email was sent to: **rep93@ohiohouse.gov**

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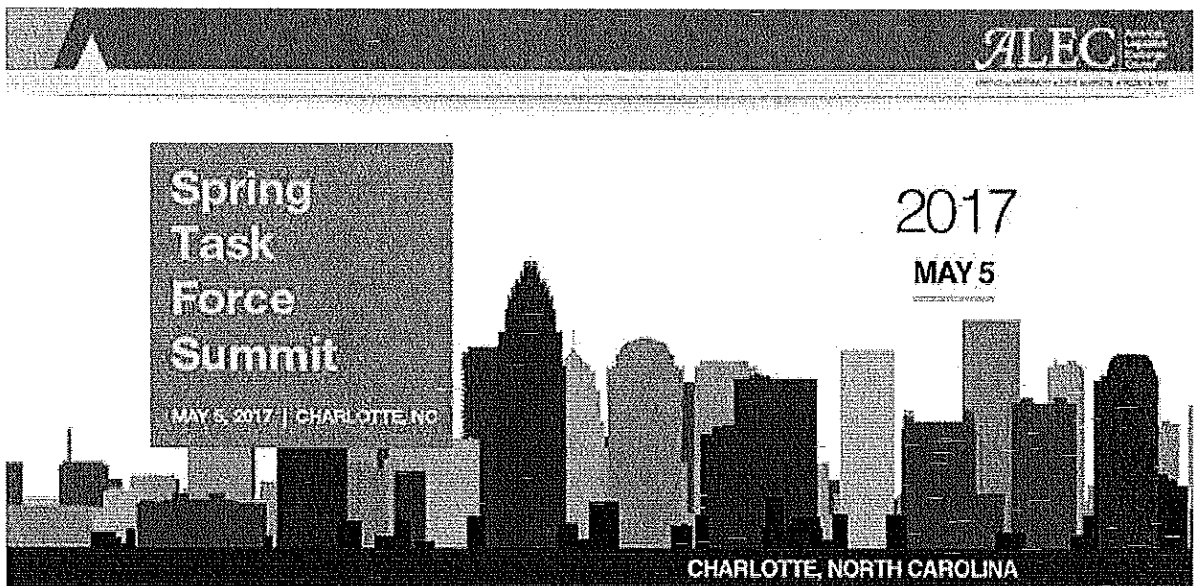
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From: Courtney Cook
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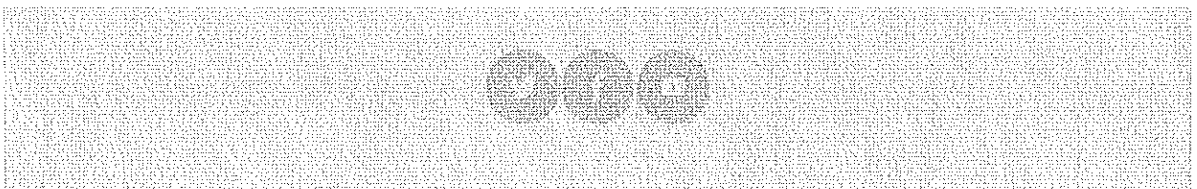
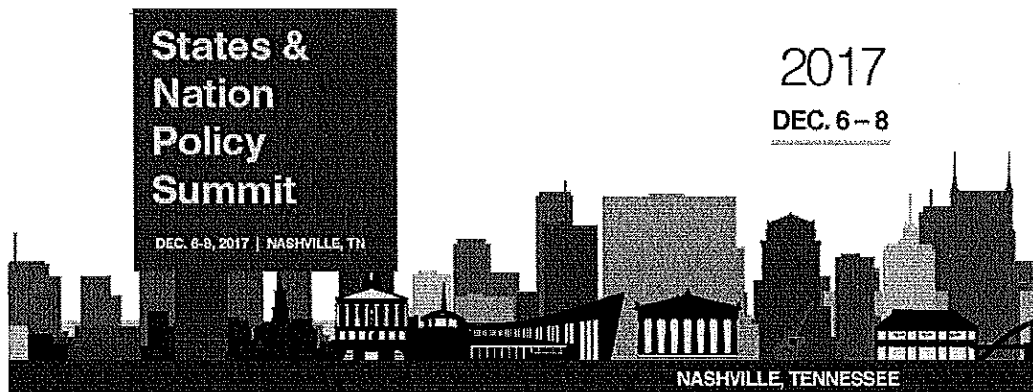
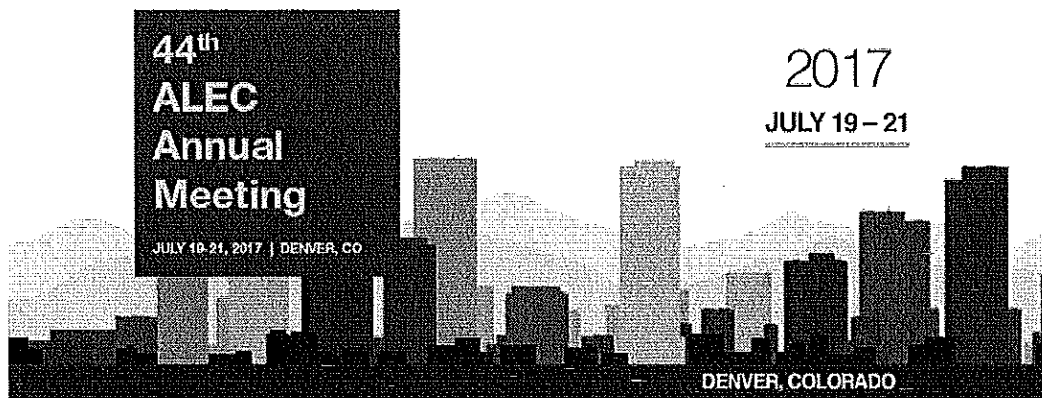
Registration is now LIVE for the **ALEC 2017 Spring Task Force Summit!**

The ALEC 2017 Spring Task Force Summit will be held in the heart of southeast, Charlotte, NC. Join us for this one day meeting as ALEC members gather to discuss and exchange policy ideas.
Register now and be a part of the conversation!

>> REGISTER NOW

Exciting changes are happening at ALEC! As a result, you may notice a change in our registration process. If you have any questions, please let us know by contacting our events team by email or phone (571) 482-5155.

Save-the-Date for ALEC 2017 Events



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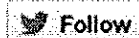
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Subject: Trump's Immigration Ban Sends Cos. Scrambling



Thursday, February 2, 2017



TOP NEWS

Analysis

Trump's Immigration Ban Sends Cos. Scrambling

President Donald Trump's sweeping executive order blocking people from certain predominantly Muslim countries from entering the U.S. left companies scrambling to figure out which employees may be affected, immigration experts say, and may lead to disruptions for both businesses and students trying to study in America.

Sessions AG Nomination Advances In Senate

After numerous delays, the Senate Judiciary Committee sent the attorney general nomination of Sen. Jeff Sessions, R-Ala., to the full Senate on Wednesday, as fights over President Donald Trump's Cabinet appointments and immigration order ramp up in Congress.

Veterans Affairs Nominee Promises Care Won't Be Privatized

Veterans Affairs Secretary nominee David Shulkin promised lawmakers Wednesday he would not seek to privatize the department but also asked for congressional help to allow the agency to move forward with needed changes.

LAW FIRMS

Alston & Bird
Arent Fox
Arnold & Porter Kaye Scholer
BakerHostetler
Balch & Bingham
Ballard Spahr
Barnes & Thornburg
Bell Nunnally
Cahill Gordon
Conner & Winters
Cooper & Kirk
Cozen O'Connor
DLA Piper
Debevoise & Plimpton
Dorsey & Whitney
Drinker Biddle
Earthjustice
Epstein Becker Green
Eversheds LLP
Fisher Phillips
Foley & Lardner
Ford & Harrison
Fox Rothschild
Fragomen Del Rey
Gibson Dunn

Analysis

IRS Update On Large-Business Audits Too Vague, Critics Say

Tax practitioners who were eagerly awaiting news on how the IRS would change its approach to auditing large corporations with assets of more than \$10 million were disappointed Tuesday, when the agency released an update that is being criticized as vague and lacking in substantive guidance.

Analysis

A Look At How Congress Could Revamp Patent-Eligibility

Several major intellectual property groups have called for new legislation to clarify what is and is not patent-eligible amid confusion over recent U.S. Supreme Court rulings. Here, attorneys discuss how Congress could frame the change and how it could impact patent law.

Analysis

Trump Immigration Ban Causing Headaches For Airlines

President Donald Trump's executive order temporarily barring citizens from seven predominantly Muslim countries from entering the U.S. caught airlines off guard, leaving them grappling with compliance questions and wondering if they may face suits from travelers who feel their rights have been violated.

Senate Panel Advances Price, Mnuchin Without Dems Present

A key Senate panel on Wednesday voted to move forward the nominations of President Donald Trump's picks to lead the U.S. Department of the Treasury and the Department of Health and Human Services without any Democratic members present.

Senate Approves Tillerson As Secretary Of State

Former Exxon CEO Rex Tillerson will serve as President Donald Trump's secretary of state after receiving Senate confirmation Wednesday, as battles over the Cabinet continue this week

Goodwin

Gordon Fournaris

Hogan Lovells

Holland & Knight

Honigman Miller

Jackson Lewis

Jackson Walker

Keker & Van Nest

Kellogg Huber

Kilpatrick Townsend

Kirtan & McConkie

Kostelanetz & Fink

Latham & Watkins

Levy Ratner

Lewis Baach

Lewis Brisbois

Littler Mendelson

Mayer Brown

McDonnell Boehnen

Miller & Chevalier

Morrison & Foerster

Neal Gerber

Nilan Johnson

Norton Rose Fulbright

Paul Hastings

Polsinelli

Proskauer Rose

Quinn Connor

Seyfarth Shaw

Sheppard Mullin

Sidley Austin

Sirote & Permutt

Steptoe & Johnson LLP

Susman Godfrey

Sutherland Asbill

Venable LLP

Waller Lansden

Weil Gotshal

amid Trump's controversial order on immigration.

SUPREME COURT

Analysis

Gorsuch's Opening Words Speak Volumes About His Style

Never one to pass up the chance to spin a good yarn, U.S. Supreme Court nominee Neil Gorsuch's body of rulings during a decade at the Tenth Circuit casts him as a fervent storyteller. A look at some of his best opening passages reveals a narrative writing style that's light on legalese and heavy on plot, setting and characters.

Analysis

The 4 Wittiest Dissents By Gorsuch

During his tenure on the Tenth Circuit, Judge Neil Gorsuch wrote more than 30 playful, witty dissents that both entertain the reader and give clear insight to his legal thinking. Here, Law360 looks at the best of the bunch and what they say about his thoughts on legislating from the bench, prepositional phrases and everything in between.

Attys React To Judge Gorsuch's Supreme Court Nomination

President Donald Trump nominated Tenth Circuit Judge Neil Gorsuch on Tuesday to become the next associate justice on the U.S. Supreme Court, aiming to fill the vacancy left by Justice Antonin Scalia's death. Here, attorneys tell Law360 what they think about the nomination.

Analysis

Senators Flirt With Nuclear Option Over High Court Pick

The Senate fight over Tenth Circuit Judge Neil Gorsuch's nomination to the U.S. Supreme Court could soon "go nuclear," as less than a day after President Donald Trump put Gorsuch up for the court, political discussion has already turned to breaking a likely Democratic filibuster

WilmerHale

Winston & Strawn

Young Conaway

COMPANIES

AT&T Inc.

Airbnb Inc.

Amazon.com Inc.

America Fujikura Ltd.

America's Health Insurance Plans

American Bar Association

American Civil Liberties Union

American Dental Association

American Federation of Labor and Congress of Industrial Organizations

American Federation of State, County and Municipal Employees

American Federation of Teachers

American Hospital Association

American Immigration Lawyers Association

American International Group Inc.

American Petroleum Institute Inc.

Apple Inc.

Apricus Biosciences Inc.

Arrow Financial Corp.

Aviation Capital Group

Bank of America Corporation

Baxalta Inc.

Baxter International Inc.

Brunswick Corporation

Burger King Holdings Inc.

CIT Group Inc.

CME Group Inc.

CTIA

CVS Caremark Corporation

Caesars Entertainment

Celanese Corporation

Chevron Corporation

and pushing him through without any bipartisan support.

Analysis

Similar On The Law, Gorsuch Differs From Scalia In Style

If confirmed by the Senate, U.S. Supreme Court nominee Neil Gorsuch would bring to the bench a strikingly similar judicial philosophy to that of the late Justice Antonin Scalia, but former clerks and colleagues say the Tenth Circuit judge and Colorado native's congenial temperament couldn't be more different from his fiery predecessor's.

Analysis

Labor Agencies Would Face Rough Road Before Gorsuch

If confirmed to fill the open seat on the U.S. Supreme Court, Judge Neil Gorsuch could bring a management-friendly voice to the high court, experts say, pointing to the deep skepticism the jurist has expressed toward aggressive regulatory actions by labor agencies such as the National Labor Relations Board.

Analysis

Gorsuch Likely No Friend To Securities Suits

Plaintiffs firms could be on rough terrain at the U.S. Supreme Court if the Senate confirms Tenth Circuit Judge Neil M. Gorsuch, an exacting jurist who as a private attorney voiced concerns about the growing number of securities class actions and as a judge has taken a narrow view of securities fraud liability.

BANKING & SECURITIES

House Passes Bill Revoking SEC Payment Disclosure Rule

The U.S. House of Representatives passed a measure Wednesday that would disapprove a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments,

Church's Chicken
Citigroup Inc.
Commonwealth Edison Co.
Competitive Carriers Association
Council for Global Immigration
Covidien PLC
DISH Network Corporation
Depository Trust & Clearing Corp.
Education Management Corporation
Eli Lilly and Company
Evercore Partners Inc.
Exelon Corporation
Expedia Inc.
Exxon Mobil Corporation
FedEx Corporation
Federalist Society
Fifth Third Bancorp
Friedman LLP
Geeknet, Inc.
General Electric Company
Google Inc.
Guy Carpenter & Co. LLC
Hobby Lobby Stores
IP Owners Association
International Lease Finance Corp.
Javlin Capital LLC
LinkedIn Corp.
Mallinckrodt PLC
Marsh & McLennan Companies Inc.
Microsoft Corporation
National Association of Health Underwriters
National Association of Insurance Commissioners
National Association of Manufacturers

potentially preventing the agency from implementing the regulation.

SEC Will Reconsider Conflict Minerals Disclosure Rule

The U.S. Securities and Exchange Commission is rethinking a rule that companies publicly disclose whether products contain minerals mined in Central African war zones, saying that although the rule has been in limbo since the D.C. Circuit declared it unconstitutional, negative effects persist.

ENERGY & ENVIRONMENTAL

ND Pols Claim Army Corps Will Issue Dakota Access Approval

The acting secretary of the Army has commanded the U.S. Army Corps of Engineers to grant Dakota Access LLC the final — and much disputed — approval needed to complete its controversial \$3.8 billion, 1,172-mile crude-oil pipeline, three North Dakota lawmakers claimed Tuesday despite a contradictory statement from the Army.

Senate Dems Boycott, Block Pruitt EPA Vote

Senate Democrats on Wednesday blocked the confirmation of President Donald Trump's choice to lead the U.S. Environmental Protection Agency by refusing to attend a scheduled committee vote.

House Votes To Dam Up Stream Protection Rule

The House passed a measure to repeal a controversial Obama administration rule aimed at minimizing coal mining's harm to surface water and groundwater Wednesday, as part of a package of laws meant to remove the former president's rule legacy.

Enviros Sue EPA Over Trump-Yanked Mercury Rule

National Collegiate Athletic Association
Natural Resources Defense Council
Omnicare Inc.
OneWest Bank Group LLC
Pac-12 Conference
Pacific Life Insurance
PhRMA
Prime Therapeutics LLC
Randstad Holding NV
Reed Elsevier
SLM Corporation
Sears Holdings Corporation
Sequenom, Inc.
Service Employees International Union
Suntrust Banks Inc.
T-Mobile USA Inc.
The DIRECTV Group, Inc.
The Royal Bank of Scotland Group PLC
Time Warner Cable
TransAm Trucking Inc.
Twitter Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
United Western Bancorp, Inc.
Verizon Communications
Virtual Radiologic Corporation
Washington Legal Foundation
comScore, Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Central Intelligence Agency

The Natural Resources Defense Council filed suit against the U.S. Environmental Protection Agency in New York federal court on Wednesday over its decision to withdraw a rule aimed at reducing dentists' mercury waste because of an order given by Donald Trump's administration on its first day in office.

HEALTH & LIFE SCIENCES

HHS Ices 340B 'Mega-Guidance' Amid Regulatory Freeze

The U.S. Department of Health and Human Services has shelved "mega-guidance" that spelled out rules of the road in the 340B drug discount program, a move that follows the Trump administration's freeze on new regulations.

ACA Fixes Come Into Focus At Senate Hearing

Health insurance companies and regulators are coalescing around quick policy actions aimed at stabilizing Affordable Care Act marketplaces by tightening enrollment options, trimming benefits and extending subsidies, U.S. senators heard Wednesday.

IP & TECHNOLOGY

Tackling Abusive Patent Suits Is A Priority, Goodlatte Says

House Judiciary Committee Chairman Bob Goodlatte, R-Va., said Wednesday that patent reform would remain a priority for the new Congress, vowing to pursue measures to discourage abusive patent litigation.

REAL ESTATE

Judge Skeptical Of 1st Amend. Challenge To Airbnb Regs

An Illinois federal judge on Wednesday sharply questioned an attorney for a Chicago advocacy group trying to block the city's shared-housing regulations, asking how commercial

Delaware Attorney General's Office
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
National Labor Relations Board
Office of Surface Mining Reclamation and Enforcement
Office of the Director of National Intelligence
Securities and Exchange Commission
Standing Rock Sioux Tribe
U.S. Army
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives

transactions like the ones taking place on Airbnb qualified for noncommercial speech protections under the First Amendment.

EMPLOYMENT

NCAA Football Players Are Employees, NLRB GC Says

College football players are employees, the National Labor Relations Board Office of General Counsel said Tuesday, seemingly baiting more football players at private universities to bring unfair labor practice charges or unionization efforts and adding fuel to a growing debate over the rights of NCAA student-athletes.

OMB Gives New Guidance On Federal Hiring Freeze

The U.S. Office of Management and Budget Tuesday provided more guidance to federal agencies implementing a temporary hiring freeze ordered by President Donald Trump on Jan. 23 in a memorandum outlining the types of exemptions authorized under the freeze.

GOP Reps. Introduce National Right To Work Bill

The recent right-to-work trend could go national after two Republican members of the House of Representatives introduced a bill Wednesday that would amend the National Labor Relations Act and the Railway Labor Act to let union members across the country opt out of paying mandatory dues.

Judge Axes Birmingham Challenge To Law Halting Wage Hike

A Birmingham federal judge on Wednesday threw out an NAACP lawsuit that claimed Alabama unconstitutionally targeted minorities by enacting a law that blocked the majority-black city's local minimum wage hike, finding a 2016 statute calling for uniform wages across

U.S. Marine Corps
U.S. Office of Personnel
Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

the state has no affirmative component of discrimination.

PRIVACY & CONSUMER PROTECTION

Rep. Looks To Free Consumers From Political Robocalls

A Republican member of the U.S. House of Representatives floated legislation Wednesday that would add political robocalls to the universe of unsolicited communications that can't be blasted out to consumers with numbers on the national Do Not Call list.

PRODUCT LIABILITY

FDA Offers Advice To Food Industry On Drafting Guidance

The U.S. Food and Drug Administration on Tuesday laid out tips for members of the food industry to draft their own food safety guidance documents to help their peers comply with the requirements of the Food Safety Modernization Act.

INTERNATIONAL TRADE

EU, Mexico Still Eyeing Trade Pact Amid Rising Protectionism

Vowing to forge ahead at a time when protectionist sentiments are on the rise and support for trade liberalization is lagging, the European Union and Mexico said Wednesday that they're moving up talks to upgrade their sweeping free trade agreement.

Hatch Ready To Move On From 'Painful History' Of TPP Failure

Senate Finance Committee Chairman Orrin Hatch, R-Utah, said Wednesday that it was imperative for Congress to put the "painful history" of the Trans-Pacific Partnership in the rearview mirror and allow the Trump administration to take the lead in crafting a new trade strategy.

IMMIGRATION

Ill. Men Who Sued Over Trump Ban To Be Allowed Into US

Two men who sued President Donald Trump in Illinois federal court this week after his executive order on immigration barred them from the country will be allowed back into the U.S., their attorneys said Wednesday.

Del. To Aid Wash. State Suit Over Trump Immigration Ban

Delaware Attorney General Matt Denn said Wednesday that the First State plans to provide assistance in Washington state's lawsuit to block President Donald Trump's immigration ban, with several legal heavyweights like former state Chief Justice E. Norman Veasey working on the case for free.

TELECOMMUNICATIONS

Cable Group Asks FCC To Bump Regulatory Fees For Satellite

A trade group representing internet and television companies has encouraged the Federal Communications Commission to increase the regulatory fees charged to direct broadcast satellite providers, reasoning that those entities eat up comparable FCC resources as traditional cable and broadband companies.

FCC Must Not Reallocate High-Frequency Spectrum: Group

NCTA - The Internet & Television Association urged the Federal Communications Commission Tuesday to reject a bid from wireless companies to reallocate currently unlicensed high-frequency bandwidth for licensed use, saying the open spectrum is important for the development of short-range unlicensed wireless services.

TWC Wants Fed. Court To Take Calif. City's Suit Over Fees

Time Warner Cable on Tuesday asked a San Diego federal court to take up a suit brought against it by the city of Del Mar, California, in state court over allegedly improper charges for government service fees and withholding the payment of other city fees.

EXPERT ANALYSIS

Why Trump Should Keep Legal Immigrants Legal

Both the Trump administration and Congress would be wise to leave in place U.S. Citizenship and Immigration Services' new rule aimed at offering job flexibility for high-skilled foreign workers, which was not only enacted in accordance with the Administrative Procedures Act, but also allows skilled foreign workers to maintain their legal status, says Jacob Muklewicz of Kirton McConkie PC.

ACA In The Crosshairs: 1st Steps Toward Repeal

On his first day in office, President Donald Trump signed an executive order confirming his administration's intent to repeal and replace the Affordable Care Act. Clearly, the order confirms that the repeal and replacement of the ACA remains among the Trump administration's highest priorities. However, the order, standing alone, will likely have little impact on the current operation of the ACA, say attorneys at Proskauer Rose LLP.

How The Cayman Islands Updated Its Confidentiality Law

Last year, as part of a move toward transparency, cooperation and information-sharing, the Cayman Islands replaced its 40-year-old confidentiality law with a new statute. The key change is that disclosure of confidential information is no longer a criminal offense; instead, liability is returned to the realm of common law and rules of equity, say Andrew Bolton and Jane Hale of Appleby.

Dialing In: Hot TCPA Issues For 2017

The Federal Communications Commission's new chairman, Ajit Pai, has historically disagreed with many facets of the Telephone Consumer Protection Act. Now that he is in a position to shape the TCPA to his liking, he and several other key factors may significantly impact the future of the act, say attorneys with Eversheds Sutherland LLP.

LEGAL INDUSTRY

The Top In-House Hires Of January

The new year brought new legal leadership roles to a host of in-house attorneys at companies including Exelon, US Foods and Fifth Third Bank. Here are the in-house hires you should know about.

Eversheds Sutherland To Offer Bonuses For Teamwork

Leadership of the now-combined, 2,300-attorney global giant Eversheds Sutherland, the result of a rare trans-Atlantic tie-up inked in December, revealed Wednesday that the firm has set up special bonus pools to incentivize collaboration among its attorneys.

IRS Atty 'Broke Bad,' Sold Meth In The Mail, Say Prosecutors

An attorney for the Internal Revenue Service had "better call Saul" after prosecutors on Wednesday arrested and charged the former Debevoise & Plimpton LLP associate and Georgetown Law ethics teacher with conspiring to ship distribution levels of methamphetamine to Long Island from his apartment in Washington, D.C.

Legal Field Could Benefit From Mindfulness Training: Paper

The benefits of mindfulness are coming to the fore in popular culture and a number of U.S. industries, but little is known about its advantages in the legal field where it has the